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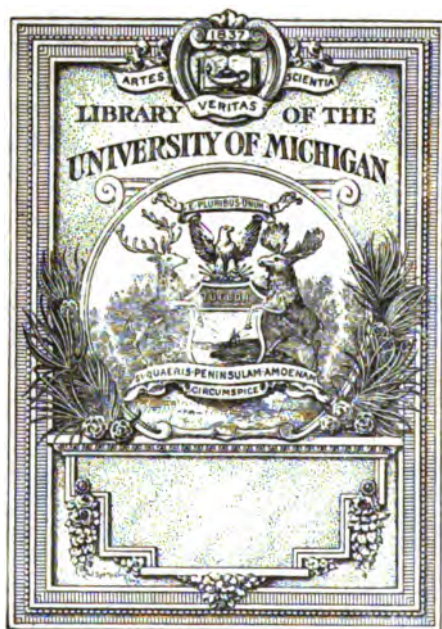
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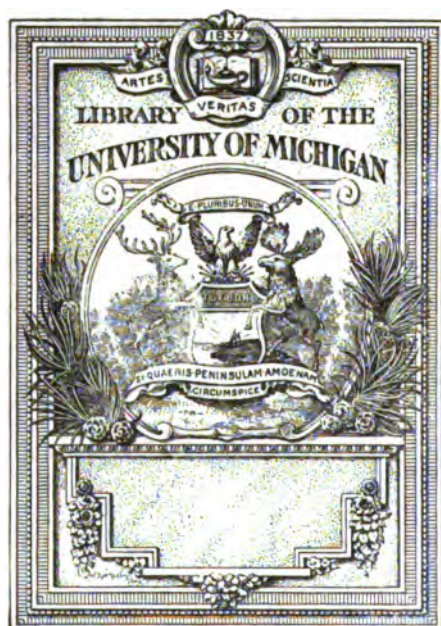
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IN ASSEMBLY.

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JOURNAL OF PROCEEDINGS

OF THE

THIRTY-SECOND ANNUAL SESSION

OF THE

WISCONSIN LEGISLATURE.

1879.

MADISON, WIS.:

DAVID ATWOOD, STATE PRINTER.

1879.



STATE OF WISCONSIN.

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# Assembly Journal.

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THIRTY-SECOND ANNUAL SESSION.

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MADISON, WISCONSIN,  
WEDNESDAY, *January 8, 1878.*

The thirty-second annual session of the legislature of the state of Wisconsin, met at 12 o'clock M. at the capitol in Madison, pursuant to the constitution of the state.

J. R. Hunter, chief clerk of the thirty-first assembly, called the assembly to order, and a list of members elect, as certified by the secretary of state, was read, as follows:

*List of members of the assembly elected in the state of Wisconsin at the general election held therein, on the 5th day of November, A. D. 1878.*

*Adams* — Charles A. Cady.

*Ashland, Barron, Bayfield, Burnett, Douglas and Polk* —  
Wm. J. Vincent.

*Brown* —

1st district — D. M. Kelly.

2d " Albert Gray.

3d " John O'Flaherty.

*Buffalo* — (part) — John W. De Groff.

*Calumet* — Joseph B. Reynolds.

*Chippewa* — Hector C. McRae.

*Clark, Lincoln, Taylor and Wood* — N. H. Withee.

*Columbia* —

1st district — Charles R. Gallett.

2d " John Sanderson.

*Crawford* — Atley Peterson.

*Dane* —

- 1st district — M. Theisen.
- 2d " B. E. Hutchinson.
- 3d " Charles G. Lewis.

*Dodge* —

- 1st district — William Fleming.
- 2d " Henry Spiering.
- 3d " James Davison.
- 4th " William Geise.

*Door* — C. A. Masse.

*Dunn* — Henry Ausman.

*Eau Claire* — J. G. Ingram.

*Fond du Lac* —

- 1st district — H. C. Bottum.
- 2d " Philip Greening.
- 3d " T. W. Spence.
- 4th " Michael Thelen.

*Grant* —

- 1st district — William E. Carter.
- 2d " J. T. Mills.
- 3d " John Brindley.

*Green* —

- 1st district — F. R. Melvin.
- 2d " F. Mitchell.

*Green Lake* — Samuel Barter.

*Iowa* —

- 1st district — George L. Frost.
- 2d " George G. Cox.

*Jackson* — F. T. Condit.

*Jefferson* —

- 1st district — H. Flinn.
- 2d " John D. Bullock.
- 3d " J. W. Ostrander.

*Juneau* —

- 1st district — James Mullooney.
- 2d " H. F. C. Nichols.

*Kenosha* — Joseph V. Quarles.

*Kewaunee* — John Carel.

*La Crosse* — John Bradley.

*La Fayette* —

- 1st district — Nelson La Due.
- 2d " J. W. Blackstone.

*Manitowoc* —

- 1st district — John Cary.
- 2d " William Zander.
- 3d " William H. Hemschemeyer.

*Marathon* — John Ringle.

*Marquette* — James W. Murphy.



*Milwaukee* —

- 1st district — Edward C. Wall.
- 2d “ Christian Widule.
- 3d “ Edward Keogh.
- 4th “ Edward B. Simpson.
- 5th “ John Bentley.
- 6th “ Christopher S. Raesser.
- 7th “ A. C. Allen.
- 8th “ Henry P. Fischer.
- 9th “ Christian Sarnow.
- 10th “ Judson G. Hart.
- 11th “ W. W. Johnson.

*Monroe* —

- 1st district — J. D. Condit.
- 2d “ G. R. Vincent.

*Oconto and Shawano* — D. H. Pulcifer.*Outagamie* —

- 1st district — John C. Peterson.
- 2d “ Francis Steffen.

*Ozaukee* — William H. Fitzgerald.*Pepin* (and part of Buffalo) — James Barry.*Pierce* — N. P. Haugen.*Portage* — Thomas H. McDill.*Racine* —

- 1st district — Norton J. Field.
- 2d “ Knud Adland.

*Richland* —

- 1st district — Joseph M. Thomas.
- 2d “ Elihu Bailey.

*Rock* —

- 1st district — R. J. Burdge.
- 2d “ A. P. Lovejoy.
- 3d “ William Gardiner.

*St. Croix* — James Hill.*Sauk* —

- 1st district — Ulrich Hemmi.
- 2d “ A. P. Ellinwood.

*Sheboygan* —

- 1st district — Wilbur M. Root.
- 2d “ La Fayette Eastman.
- 3d “ James Allen, Jr.

*Trempeleau* — George H. Markham.*Vernon* —

- 1st district — Jacob Eckhardt, Jr.
- 2d “ Roger Williams.

*Walworth* —

- 1st district — Ely B. Dewing.
- 2d “ Albert L. Mason.
- 3d “ E. D. Coe.

*Washington* —

- 1st district — Jacob H. Muckerheide.
- 2d “ John G. Frank.

*Waukesha —*

1st district — A. E. Gilbert.  
 2d “ William H. Washburn.

*Waupaca —*

1st district — L. L. Post.  
 2d “ John Scanlon.

*Waushara — Samuel R. Clark.**Winnebago —*

1st district — William Wall.  
 2d “ John Potter, Jr.  
 3d “ Hiram W. Webster.  
 4th “ Milan Ford.

I, Hans B. Warner, secretary of state of the state of Wisconsin, do hereby certify that the foregoing is a true and correct list of the members of the assembly of the state of Wisconsin, elected at the general election held on the 5th day of November, 1878, as appears from the certificates of the county clerks of the several counties named in the foregoing list, now on file in this office.

In testimony whereof, I have hereunto set my hand and affixed my official seal, at the capitol in the city of  
 [L. s.] Madison, this 6th day of January, A. D. 1879.

HANS B. WARNER,  
*Secretary of State.*

All the gentlemen certified as members-elect, except Mr. Adland were present, and subscribed to the oath of office, which was administered by Hon. E. G. Ryan, chief justice of the supreme court.

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### ELECTION OF OFFICERS.

The assembly being qualified to do business, on motion of Mr. Spence, proceeded to the election of a speaker.

Mr. Carter nominated D. M. Kelly.

Mr. Potter nominated Milan Ford.

Mr. Bentley nominated Edward Keogh.

The roll being called,

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carter, Clark, Coe, Cox, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Nichols, O'Flaherty, Ostrander, A. Peterson, Post, Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Simpson, Spence, Thomas, Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams and Withee,

Voted for Mr. D. M. Kelly.

Messrs. Bentley, Carel, Carey, Condit, F. T., Condit, J. D., Davi-

son, Fitzgerald, Fleming, Flinn, Frank, Geise, Muckerheide, Mallowney, Murphy, Ringle, Root, Spiering, Steffen, Theisen, Thelen, Wall, E. C., and Zander,

Voted for Ed. Keogh.

Messrs. F. T. Condit, Frost, J. C. Petersen, Potter, Reynolds, Scanlon and G. R. Vincent

Voted for Milan Ford.

Mr. Kelly voted for W. E. Carter.

Mr. Ford voted for J. B. Reynolds.

Mr. Keogh voted for Mr. Bentley.

Mr. Kelly, having received a majority of all the votes cast, was declared duly elected speaker.

On motion of Mr. Flinn, the election of Mr. Kelly was made unanimous.

Messrs. Keogh, Ford and Field were appointed a committee to escort the speaker-elect to the chair.

On taking the chair, the speaker addressed the assembly as follows:

GENTLEMEN OF THE ASSEMBLY: In assuming the position to which I have been called by the will of my fellow members, I fully realize that no easy task is before me, in endeavoring to fulfill its laborious, delicate and frequently perplexing duties in a manner worthy of the importance and dignity of the office, and of your approbation.

To enable me to be moderately successful, in meeting your expectations and demands, I shall need, and I bespeak your forbearance, sympathy and cordial co-operation, and I shall earnestly strive to merit this consideration at your hands.

I have no end to gain, no purpose to accomplish, no ambition to gratify, through the office of speaker, except to act my part well in assisting you to make this an economical, useful and pleasant session.

I appreciate fully, gentlemen, the high compliment paid to me, in the election of myself to preside over this honorable and able body, and the great confidence in me thus manifested, and I beg to return therefor my sincere thanks.

It is now in order, gentlemen of the assembly, for you to complete the organization of the house by the election of a chief clerk and a sergeant-at-arms.

What is the pleasure of the assembly?

On motion of Mr. Bailey,

The assembly proceeded to elect a chief clerk.

Mr. Simpson nominated J. E. Eldred.

Mr. Bentley nominated R. C. Spooner.

The roll being called,

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carter, Clark, Coe, Cox, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Fischer, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae,

Melvin, Mills, Mitchell, Nichols, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Simpson, Spence, Thomas, Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker,

Voted for John E. Eldred.

Messrs. Bentley, Carel, Condit, F. T. Condit, J. D. Davison, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Geise, Gray, Greening, Keogh, Muckerheide, Mullooney, Murphy, O'Flaherty, Petersen, J. C., Post, Potter, Reynolds, Ringle, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C. and Zander,

Voted for Roger C. Spooner.

Mr. Eldred, having a majority of all votes cast, was declared elected chief clerk. He appeared at the desk, and took the oath of office, administered by the speaker.

On motion of Mr. Bailey,

The assembly proceeded to elect a sergeant-at-arms.

Mr. Hill nominated Miletus Knight.

Mr. Murphy nominated Neil Diamond.

The roll being called,

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carter, Clark, Coe, Cox, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Gallett, Gardiner, Geise, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Nichols, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Simpson, Spence, Thomas, Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker Kelly

Voted for Miletus Knight.

Messrs. Bentley, Carel, Carey, Condit, F. T., Condit, J. D., Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Greening, Keogh, Muckerheide, Mullooney, Murphy, O'Flaherty, Petersen, J. C., Post, Potter, Reynolds, Ringle, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C., and Zander,

Voted for Neil Diamond.

Mr. Knight, having a majority of all the votes cast, was declared elected.

The oath of office was administered, and he entered upon the discharge of the office.

Mr. Bailey moved that the senate be informed that the assembly is organized by the election of D. M. Kelly as speaker, J. E. Eldred, chief clerk, and Miletus Knight, sergeant-at-arms, and is ready to proceed to business.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, Chief Clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has elected W. T. Price as president *pro tem.*, Chas. E. Bross as chief clerk and Chalmers Ingersoll as sergeant-at-arms; is now organized and ready to proceed to business.

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## RESOLUTIONS.

By Mr. Quarles:

Jt. Res. No. 1, A.,

*Resolved by the assembly, the senate concurring,* That a joint committee of three, consisting of two from the assembly, and one from the senate, be appointed to wait upon his excellency the governor, and inform him that the legislature is organized, and ready to receive any communication he may wish to make.

Adopted.

Messrs. Quarles and Carter were appointed such committee on the part of the assembly.

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On motion of Mr. Carter,

The assembly adjourned until 3 o'clock.

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3 O'CLOCK P. M.

The assembly met.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Bailey, Barry, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lovejoy, Markham,

Masse, McDill, McRae, Melvin, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander. Peterson, J. C., Peterson, A., Post, Pulcifer, Quarles, Ræsser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker Kelly.

Absent:

Messrs. Adland, Ausman, Barter, Frost, Gardiner, La Due, Lewis, Mason, Mills and Potter.

Mr. Mitchell moved that the assembly do now proceed to the drawing of seats.

Which was carried.

The members, upon their names being called, selected their seats.

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### RESOLUTIONS.

By Mr. Spence:

Res. No. 1, A.,

*Resolved*, That the rules of the last assembly are hereby adopted as the rules of this assembly until otherwise ordered.

Adopted.

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On motion of Mr. Flinn,  
The assembly adjourned.

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THURSDAY, JANUARY 9 — 10 A. M.

Assembly met and was called to order by the speaker.

Roll called, and the following members present:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hart, Hauge, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lovejoy, Markham, Mason, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, Ostrander, Petersen, J. C., Peterson, A., Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J.,

Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander, Post and Mr. Speaker.

*Absent*—Messrs. Adland, Frost, Geise, Lewis, McRae, O'Flaherty, and Potter.

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### LEAVE OF ABSENCE.

Mr. Steffen was granted leave of absence until Monday morning.

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### RESOLUTIONS INTRODUCED.

By Mr. Spence:

Res. No. 2, A.,

*Resolved*, That the superintendent of public property is hereby directed to furnish for the use of the assembly, one copy of the Revised Statutes for 1878, and one copy each of the Session Laws, Senate and Assembly Journal for 1878, for each member, all of said books to be returned to the proper custodian at the end of the session.

Adopted.

By Mr. Carel:

Res. No. 3, A.,

*Resolved*, That the chief clerk be directed to invite the honorable, the justices of the supreme court and state officers, to attend the meeting of the joint convention of the senate and assembly to receive the message of his excellency, the governor.

Adopted.

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### STANDING COMMITTEES.

The speaker announced the standing committees, as follows:

*Judiciary* — Carter, Mills, Spence, Quarles, Blackstone, Potter and Frost — 7.

*Ways and Means* — Field, La Due, Hart, Bentley and Ford — 5.

*Federal Relations* — Spence, Cady, Barter, Johnson and Condit, J. D. — 5.

*Education* — Bailey, Haugen, Brindley, Nichols and Fleming — 5.

*Railroads* — Pulcifer, Bradley, Ostrander, Quarles, Sarnow, Wm. Wall, Keogh, Steffen and Reynolds — 9.

*Insurance, Banks and Banking* — Hutchinson, Masse, Gallet, McRae and Carel — 5.

*State Affairs* — Coe, Ostrander, Fischer, Lewis, E. C. Wall, Ringle and Flinn — 7.

*Privileges and Elections* — Nichols, Eastman, Hill, Bentley and J. D. Condit — 5.

*Incorporations* — Gilbert, Gardiner, Cox, Root and Potter — 5.

*Assessment and Collection of Taxes* — Lovejoy, Hemmi, Raeser, W. J. Vincent, Gray — 5.

*Lumber and Manufactures* — Clark, Withee, McDill, Frank, Greening — 5.

*Public Improvements* — Simpson, Burdge, Williams, Melvin, J. C. Petersen — 5.

*Militia* — A. C. Allen, Sanderson, Washburn, Zander, Ford. — 5.

*Agriculture* — Mitchell, Webster, A. Peterson, Theisen, Muck erheid — 5.

*Town and County Organization* — Bullock, Bottum, Eckhardt, Scanlan, O'Flaherty — 5.

*Roads and Bridges* — Thomas, Barry, Mason, Flinn, Mullowney, 5.

*State Lands* — Ellinwood, Ausman, Thelen, Adland, Fitzgerald, 5.

*Medical Societies* — Widule, Hemschemeyer, Bailey, Reynolds, G. R. Vincent, 5.

*Legislative Expenses* — Ingram, Dewing, Thomas, Davison, Carey, 5.

*Engrossed Bills* — Markham, Bottum, Pulcifer, Spiering, Mullowney, 5.

*Enrolled Bills* — Blackstone, Ingram, Ellinwood, Geise, Murphy, 5.

*Joint Committee on Claims, on part of Assembly* — Mills, J., Allen, Jr., Bullock, E. C. Wall, F. C. Condit.

*Joint Committee on Charitable and Penal Institutions, on part of Assembly* — Hill, McDill, Post.

*Joint Committee on Printing, on part of Assembly* — De Groff, Coe, Keogh.

The speaker announced the following

#### MESSENGERS.

E. H. Potter,  
Richard Kempter,  
Harvey Barlow,  
Bertie Carter,  
Eddie Kavenaugh,  
Wm. Ruekema,  
Fred Wittle.

J. F. Sanderson,  
Sheldon G. Bottum,  
Julius Leison,  
B. F. Oakley,  
Canby Nicodemus,  
Arthur Truax,

#### COMMUNICATIONS.

OFFICE OF LUMBER INSPECTOR, DISTRICT No. 9.  
ALMA, WIS., January 6th, 1879.

*To the honorable, the legislature, Madison, Wisconsin:*

GENTLEMEN: Herein please find the statement of logs, board



measure, scaled under my supervision during the season of 1878, all of which passed through Beef Slough:

Destination.	Logs.	Feet.
Davenport, Iowa.....	24,070	4,867,280
McGregor, Iowa.....	17,971	3,215,180
Dubuque, Iowa.....	14,867	2,475,850
Clinton, Iowa.....	19,733	3,784,570
Lyons, Iowa.....	8,908	1,195,400
Burlington, Iowa.....	4,477	1,040,280
Muscatine, Iowa.....	2,208	485,560
La Crosse, Wis.....	12,768	2,761,160
Alma, Wis.....	6,590	759,840
Fountain City, Wis.....	1,814	244,600
Beef Slough, Wis.....	8,167	645,280
Moline, Ill.....	8,070	809,140
Rock Island, Ill.....	1,889	220,680
Port Byron, Ill.....	664	448,400
Winona, Minn.....	1,216	197,510
<b>Total.....</b>	<b>117,207</b>	<b>23,100,180</b>

The above amount does not include the amount scaled by the M. R. L. Co., which was 68,783,560 feet, making a total of 91,883,740 feet. Two-thirds of the total amount was owned by the M. R. L. Co., and would average 5 logs to the thousand; would net \$8.00 per M., rafted. The amount now in the boom is estimated at 60,000,000 feet.

Yours very respectfully,

D. J. McKENZIE,  
*Lumber Inspector.*

The speaker presented the following list of contested election cases:

M. J. Egan, contestant, against Wm. W. Johnson.

H. W. Hilderbrandt, contestant, against James Davison.

The papers in these contested election cases were referred to the committee on Privileges and Elections.

#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in

Jt. Res. No. 1 S.,

Appointing a joint committee of two from the senate and three from the assembly, to wait upon his excellency, the governor, and

inform him that the legislature is now organized, and ready to receive any communication he may have to make, and has appointed as such committee on the part of the senate,

Senators Hathaway and Paul.

Which was concurred in.

And the speaker appointed Messrs. Quarles, Carter and Keogh, as such committee on the part of the assembly.

Jt. Res. No. 2, S.,

Adopting the joint rules of the last session of the legislature for the government of this.

Which was concurred in.

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#### REPORTS OF COMMITTEE.

The joint committee appointed to wait upon his excellency, the governor, to inform him that the legislature is organized and ready to receive any communication he may have to submit,

Would most respectfully report that they have waited upon his excellency, and are informed by him that he will submit his message to-day, the 9th day of January, at 12 o'clock, in the assembly chamber.

O. C. HATHAWAY,

GEO. H. PAUL,

*On part of the senate.*

JOSEPH V. QUARLES,

WM. E. CARTER,

ED. KEOGH,

*On the part of the assembly.*

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On motion of Mr. Carter,

The assembly took a recess until 12 o'clock.

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12 O'CLOCK.

Assembly met.

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#### RESOLUTION INTRODUCED.

By Mr. Carel:

Res. No. 4, A.,

*Resolved*, That the chief clerk be directed to inform the senate that the assembly is now ready to receive them in joint convention to hear the message of his excellency, the governor.

Adopted.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly to

Jt. Res. No. 4, S.,

Inviting the judges of the supreme court and state officers to attend joint convention, to hear the message of his excellency, the governor, and have appointed Senator Dering on the part of the senate.

Concurred in, and Messrs. Ostrander and Condit appointed as such committee on the part of the assembly.

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The senate having been informed that the assembly was ready to meet that body in joint convention, the sergeant-at-arms soon thereafter announced the honorable the senate of the state of Wisconsin, who were received by the assembly and took seats in

## JOINT CONVENTION,

Lieut.-Gov. Bingham, president of the senate, presiding.

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## RESOLUTIONS.

By Senator Welch:

Res. No. —, S.,

*Resolved*, That a committee of one from the senate and two from the assembly be appointed to wait upon his excellency, the governor, and inform him that the senate and assembly in joint convention assembled are ready to receive his message.

Adopted.

And the president appointed Senator Welch and Messrs. Ostrander and Bentley such committee.

The committee discharged the duty devolving upon them, and soon announced his excellency, the governor of the state of Wisconsin, who appeared.

The governor thereupon delivered his

## ANNUAL MESSAGE,

as follows:

*Fellow citizens of the Senate and Assembly:*

We have ample reason to be profoundly grateful to Almighty God, for a continuance of his protecting care over us as a people and as individuals. The state finances are in a healthy and satisfactory condition, and the people are far removed from want and suffering; but there remains a depression in business, and a consequent disquietude, which it is our duty not to ignore when considering questions involving the appropriation and expenditure of the public funds. I therefore invite your careful scrutiny into the transactions of the past, and your efficient co-operation in the interests of a wise economy for the future.

The condition of the several funds at the close of the fiscal year, with a brief statement of the amounts received and disbursed on account of the

## PUBLIC FINANCES,

summarized from the reports of the Secretary of State and State Treasurer, is as follows:

The receipts into the state treasury during the fiscal year ending September 30, 1878, from all sources were.....	\$1,851,553 01
Balance September 30, 1877 .....	278,204 84
<b>Total.....</b>	<b>\$2,129,817 85</b>
The disbursements during the same period, for all purposes, were .....	\$1,726,529 06
Balance September 30, 1878.....	403,288 29

The amount on hand September 30, 1878, is credited to the several funds as follows:

General fund .....	\$79,055 98
School fund .....	58,828 70
School fund income.....	13,131 90
Normal School fund .....	33,290 88
Drainage fund .....	5,651 55
University fund.....	8,843 03
Agricultural College fund .....	12,838 93
Delinquent tax fund.....	3,219 45
Deposit fund .....	7,782 76
St. Croix and Lake Superior Railroad trespass fund.....	169,764 73
St. Croix and Lake Superior Railroad deposit fund .....	8,264 60
Sturgeon Bay and Lake Michigan canal fund .....	209 08
North Wisconsin Railroad aid fund .....	1,907 86
Green Bay and Minnesota Railroad aid fund.....	37 97
Allotment fund .....	965 87
<b>Total.....</b>	<b>\$403,288 29</b>

## GENERAL FUND.

The receipts into the general fund during the fiscal year were \$1,120,887 81  
 Balance from previous year ..... 6,014 40

Total..... \$1,126,852 21

Of this sum there was derived from —

Direct state tax .....	\$648,158 90
Railroad companies' license taxes .....	879,474 69
Insurance companies' license taxes.....	41,893 61
Miscellaneous sources.....	51,815 61

The disbursements from this fund have been —

For salaries and permanent appropriations, including interest on the public debt .....	\$336,660 98
Legislative expenses .....	107,605 45
Benevolent and penal institutions.....	821,140 38
Miscellaneous purposes.....	282,888 97

Total..... \$1,047,796 23

## TRUST FUNDS.

The condition of the several trust funds at the close of the fiscal year was as follows :

School fund..... at interest	\$2,631,879 57	on hand	\$58,823 70
University fund .....	218,090 77	on hand	8,843 03
Agricultural College fund... at interest	244,263 18	on hand	12,333 93
Normal School fund... at interest	1,004,907 67	on hand	33,290 88

Total of educational funds... at interest	\$4,039,141 19	on hand	\$113,296 54
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The increase during the year in the amount at interest is \$43,066.56, and the decrease in the amount on hand is \$9,498.84, a net increase of \$33,567.72.

## CONTINGENT FUND.

On January 7, 1878, the balance to the credit of the Governor's Contingent fund was \$1,306.19. The expenditures from this fund from that date to January 1, 1879, were \$924.23, leaving the balance to the credit of the fund at the beginning of the calendar year, \$381.91.

## INDEBTEDNESS.

The indebtedness of the state remains as at the close of the last fiscal year, and consists of :

Bonds outstanding.....	\$14,000 00
Currency certificates.....	57 00
Certificates of indebtedness to trust funds.....	2,238,000 00
Total .....	<u>\$2,252,057 00</u>

The indebtedness of the counties, cities, towns, villages and school districts in the state amounts to \$9,831,158.50, according to the returns received by the Secretary of State. The total ascertained public indebtedness of the people of Wisconsin is, therefore, \$12,083,215.50 — somewhat less than two and seven-tenths per cent. of the total assessed valuation.

#### ASSESSMENTS.

The values of all property in the state subject to taxation, as returned by the assessors for the past two years, are as follows :

Personal property. ....in 1877	\$77,363.481	in 1878	\$96,077,208 00
City and village lots.....in 1877	91,521.993	in 1878	103,399,469 75
Other real estate.....in 1877	182,895,881	in 1878	255,863,904 57
<b>Total.....</b>	<b>\$851,730,854</b>		<b>\$455,340,582 32</b>

Assuming that the sales of real estate, as returned by registers of deeds, afford an approximately correct ratio of the assessed to the actual value of all property, the taxable property of the state in 1877, amounted to \$727,871,620 ; and in 1878, to \$887,083,700.

It is to be borne in mind that this is only the property represented upon the assessors' books, and is exclusive of the property exempt from assessment by law, and that which is concealed and omitted. I think it safe to say, therefore, that the value of all property in the state of Wisconsin to-day, exceeds a thousand millions of dollars, and it is quite probable that the property not by law exempt from assessment, amounts to that sum.

The public indebtedness is, therefore, but a trifle more than one per cent. of the actual value of the property which contributes to its payment, instead of two and seven-tenths per cent., as might be inferred, if the distinction between actual and assessed valuations, was not constantly kept in mind. It is important that the facts in regard to such matters, should be known by the people, no less than by legislators, that we may deceive neither ourselves nor others.

The influence of the public belief is an important factor in the science of government. When taxes are levied at the rate of three to five per cent., there is an appearance of extortion which enables the demagogue to incite uneasiness and dissatisfaction ; whereas, if property was assessed at its true value, the rate of taxation would be so much decreased that it would be impossible to arouse so much of unfounded suspicion in regard to the administration of public affairs in the several spheres of government from the school district to the state. If we continually assert and hear asserted that we are poor, that taxes are burdensome, that the times are dull and hard, it is the inevitable law that we shall come to think so, without regard to facts or reason.

## TAXES.

The total tax levied in the state for the year 1877 was \$8,031.628, and amounted to \$1.89 6 on each one hundred dollars of the state assessment of \$423,596,290. The purposes for which this tax was levied, the respective amounts and rates are as follows:

State tax.....	\$648,153 90	rate, .1580
For interest and principal on loans from trust funds to counties, etc.....	60,517 10	" .0148
County tax .....	1,525,986 00	" .3403
Town tax.....	2,642,810 00	" .0238
School tax.....	2,020,452 00	" .4770
Road tax .....	1,134,259 00	" .2677
	<u>\$8,031,628 00</u>	<u>1.8960</u>

Had the assessment been at actual value the rate of taxation would not have exceeded one per cent, and the direct state tax, which is less than one-twelfth of the total tax, would have been less than nine-tenths of a mill to the dollar.

The entire state tax, direct and indirect, for the fiscal year ending September 30, 1878, represented by the receipts into the general fund, amounts to \$1,120,837.81, and if levied upon the taxable property of the state would amount to one and one tenth mills upon the dollar, or about one-eighth of the total tax paid by the people. The amount is \$79,000 less than was received the year before, which, with the large deficiency existing in the general fund January 1, 1878, and the expenses of the publication of the revised statutes, accounts in part for the increase in the state tax now being collected. It is confidently expected that this tax will pay all the expenditures of the year 1879 and in addition very materially reduce, if it does not entirely extinguish, the deficiency in the general fund which has appeared on each first day of January for several years last past.

## ESTIMATES.

The Secretary of State estimates that the receipts for the calendar year 1880 will be \$679,128.66, as follows:

From railway companies.....	\$380,000 00
From insurance companies.....	42,000 00
From miscellaneous sources.....	51,200 00
From taxes authorized by existing laws.....	<u>205,928 66</u>

He estimates the expenditures for the same period at \$927,128.36, including \$41,310.30, the proceeds of the one-tenth of a mill tax for the benefit of the State University, which was omitted from the estimates, but is included in the tax levy, for 1879.

These estimates are doubtless as correct as it is possible to make them. The amounts to be received from other sources than the direct state tax may exceed or fall short of the estimates, depending very largely upon the character of the crops and the general condition of the country. In my judgment they are more likely to exceed than fall below the Secretary's estimates, and therefore, unless extraordinary appropriations are made during the present session, the levy of a state tax of \$248,000 in addition to taxes now authorized by law, will be ample for all purposes. My views upon the subject of appropriations are well known, and it is unnecessary to elaborate them at this time. The people of Wisconsin are both able and willing to pay all taxes levied for necessary and legitimate purposes, but they insist that the same rules of prudence and economy shall obtain in public affairs that wise men use in the conduct of their private affairs.

#### EDUCATION.

The reports of the State Superintendent and of the Boards of Regents of the University and Normal Schools will be laid before you in due time, giving full information as to the progress and present condition of our public educational system—the report of the Regents of the University being accompanied by an able and interesting report by Professor W. W. Daniells, concerning the tornadoes of last May.

It does not need that I should commend these reports to your most earnest and careful consideration. Whether viewed in regard to their transcendent importance or their immense cost, the schools of Wisconsin justly occupy a most prominent position in public affairs. In addition to the amounts realized from the trust funds, and the amount paid for tuition, text-books and other school expenses, the sum of \$2,061,762, or more than one-fourth of all the money raised by taxation for all purposes, goes to their support.

I believe that our University, Normal schools, and the public schools proper, as well as the universities, colleges, academies, and the many other excellent private schools not supported by the state, are improving from year to year, that they were never in better condition, or doing more effective work than now. I would not have their capacity for usefulness in the least decreased. On the contrary, I hope to see it enlarged; but that it may be so, and our present system retain the public confidence, it is indispensable that economy and wisdom should characterize all expenditures.

I sincerely hope that the text-book commission, appointed by the last legislature, may be able to present for your consideration some feasible plan for securing a uniformity in text-books throughout the state, and greatly reducing their cost; and that you will be able to afford the people very material relief in this direction.



## INDUSTRIAL SCHOOLS.

The Managers of the School for boys, at Waukesha, report the whole number of boys in attendance during the year to have been 527, the average attendance 380, and the number present at the close of the fiscal year 419. The expenditures for the year amount to \$18 721.45. The expenses of the current year are estimated at \$15,119.25, of which \$11,119.25 will be received from counties, and the balance of \$34,000, they ask may be appropriated by the legislature.

Attention is called to the overcrowded condition of the building; and it is very evident that unless in some way relieved provision must be made for more room. The managers estimate that with the funds and material on hand and an additional appropriation of \$18,000, two additional buildings, with capacity to accommodate 100 boys, can be erected and furnished.

I have no official report from the Managers of the Industrial School for Girls in Milwaukee, but I am able to say from personal knowledge, that the appropriation made last winter has been most judiciously and economically expended. The city of Milwaukee has conveyed to the state a most eligible site, containing nearly nine acres, for the location of the institution, and a structure in every way adapted to its wants has been erected thereon, and is now nearly or quite ready for occupancy.

## DEPENDENT CHILDREN.

There are now in the Industrial School for Boys about one hundred boys, sent thither, not because they have committed crime, or are incorrigible, but solely because they have no homes, and there is no other place for them except the poor house. It is not the best policy to send such children to an institution of that character. The true place for them is in families; but for various reasons it seems difficult to find places for them from that school.

For this class of children the state of Michigan has provided a distinct state school, which has been in operation nearly five years, and is accounted one of their most successful charities. I should very reluctantly approve any measure looking to the creation of another state institution in Wisconsin, requiring the present expenditure of any considerable sum of money, even for so worthy a purpose as the one now under consideration. It will be remembered, however, that ex-Governor C. C. Washburn, with most commendable liberality and philanthropy, last winter tendered to the state as a free gift, his elegant and commodious residence at Edgewood, near this city, and the grounds connected therewith, some fifty acres in extent, to be used as an industrial school for girls. In view of what had already been accomplished in this direction by an association of ladies in Milwaukee, and the reas-

onable expectations of the future success of their plans with very limited aid from the state, it was not deemed expedient to accept the generous offer for the specific purpose designated, but a joint resolution was adopted accepting it for that or such other purpose as might be approved by the donor, and I have been given to understand that if it shall be the pleasure of the state to accept this property and establish there a school for dependent children, it will be conveyed to the state for that purpose.

Believing that such an institution may be made the means of accomplishing great good, by rescuing the children for whom it would be designed from lives of idleness, pauperism and crime, and from thus becoming the progenitors of long lines of paupers and criminals, and conceding the necessity for the erection of additional buildings at Waukesha, unless that school can be in some way relieved, I commend the whole subject to your careful consideration and wise judgment, and shall cheerfully co-operate with you in carrying forward any measures that may be determined upon.

#### STATE PRISON.

The number of convicts confined in the State Prison, September 30, 1878, was 346; the highest number during the year was 366, and the average 337, an increase of 47 over the average for the previous year. The number received during the year was 213 and the number discharged, including two deaths and one escape, was 157. The receipts from all sources were \$76,743.10, and the disbursements \$65,088.65. The estimated expenditures for the year ending September 30, 1879, including the completion of work in the north cell room, are \$51,738.15. The current earnings of the prisoners are about two-thirds of the current expenses, but the deficiency will be supplied by collections on accounts of sales of chairs and wagons.

You should not in any degree relax a proper legislative scrutiny into the management of the prison, because it does not apply for an appropriation. The recommendations submitted by the directors and warden, should receive your early and attentive consideration.

Reflection, study, and personal observation, have led me to believe in the expediency of a most radical change in the law relating to sentences. This is not the place, even if time would permit, to argue this question at length. Both the law and judges are too lenient in dealing with professional criminals. Many times the sentences pronounced in such cases, are but little better than travesties upon justice, and do not tend to beget respect for the law on the part of the offender or any one else. The opposite extreme is sometimes reached, and sentences are made too severe. Many of these cases come before the governor on applications for pardon, which it is difficult to deny, notwithstanding

it is well known that every pardon granted in such cases, tends to weaken the public confidence in law and its judicial administration. The inequality of sentences is another most serious evil, to which attention has frequently been called, and which should not be longer overlooked. I ask your attention to the tables on pages 61 and 62 of the prison report, setting forth the actual results of the law as it now is.

A system under which such errors and injustice are possible, though hallowed by the practice of centuries, ought not to be continued. Wisconsin may better lead than follow in this matter of prison reform. The substitution of indeterminate for fixed sentences has been successfully tried, and is approved by those who have given the subject most thought, and have had opportunity for widest observation.

#### BENEVOLENT INSTITUTIONS.

The report of the trustees of the Soldiers' Orphans' Home shows that in pursuance of the provisions of chapter 72 of the laws of 1874, there has been paid for bounties to the mothers or other legal guardians of the former inmates of the Home, and for expenses connected with the administration of this trust, and the distribution of the Ward and Smith fund, the sum of \$1,599.24, leaving a balance of \$333.37 in the hands of the treasurer, September 30, 1878. The names of twenty children still remain upon the rolls entitled to bounty during the current year, and it is estimated that the sum of \$900, in addition to the amount on hand, will be required to meet these demands.

Inadvertently the whole law relating to this subject was repealed by the revision of the statutes, so that there is now no board of trustees, or other body, or officer, authorized to carry out the provisions of the law of 1874, or to complete the distribution of the Ward and Smith fund. I recommend, therefore, the re-enactment of so much of the law as may be necessary under the circumstances now existing, and the appropriation of the amount asked for by the trustees in their report.

Wisconsin has appropriated from her state treasury \$333,100, to aid in the education and support of her soldiers' orphans. No money was ever more cheerfully paid, or more worthily applied. It is not proposed to continue payments beyond the present year, and henceforth this noble charity will live only in history, and the hearts of the hundreds of fatherless children who have been the recipients of the bounty of a grateful people.

The report of the trustees of the Northern Hospital for the Insane shows that 727 patients have been cared for at that institution at a cost of \$146,819, inclusive of \$32,707.50 expended for repairs and improvements. The average number of patients was 543, and the number under treatment at the close of the year 559.

The estimated expenses for the present year amount to \$121,884, of which \$47,389.40 will be received from counties.

The Wisconsin State Hospital for the Insane has had a total of 530 patients during the year, the average having been 380, and the number under treatment at the close of the year, 398. The expenditures have been \$114,443.92, inclusive of \$18,105.33 for repairs and improvements. The estimates for the present year are \$120,900, of which \$37,152.13 will be received from counties.

Milwaukee county has availed itself of the provisions of chapter 298 of the laws of 1878, and has under contract an asylum designed to accommodate 250 patients. With this building completed, I anticipate that the pressure upon the state hospitals will be so removed that most, if not all, of the insane in the state may be comfortably accommodated.

The expenditures at the Institution for the Education of the Blind have been \$19,950.97, including \$2,582.65 for completing building and grounds, and house furnishing. The average number of pupils in attendance was 77, and the total during the year 90. The trustees ask an appropriation of \$18,500 to enable them to meet the expenses of the present year.

At the Wisconsin Institute for the Education of the Deaf and Dumb, 180 pupils were enrolled, and the average number in attendance was 140. The expenditures were \$29,522.45, and the trustees ask an appropriation of \$30,000 for the current year.

In April last, various charges of immoral and corrupt conduct, on the part of trustees and teachers connected with this institute, were brought to my attention, and it became necessary that an investigation into its management should be made. Accordingly, at the request of its board of trustees, who expressed a desire that a rigorous examination might be had by a disinterested and impartial tribunal, the State Board of Charities and Reform was directed to make the investigation, and report the facts of the case in full, as provided by law.

The investigation was made, and the report thereof filed in the executive office, July 8, 1878. It satisfactorily appears from a careful perusal of this report, that the investigation was both thorough and impartial, and that the gravest of the charges, including all those against the trustees, were proven to have been unfounded.

The general condition and management of the business and educational affairs of the institute were warmly, and as I believe, very justly commended.

A copy of this report was furnished to the local board of trustees, who proceeded to make further inquiries in the premises, and upon mature consideration, dispensed with the further services of the steward and re-elected the superintendent. The members of this board are gentlemen of integrity and good judgment, who deservedly rank among our best citizens. It seems to me, therefore, but prudent to let time and experience determine whether in

this matter they have acted wisely. I am fully persuaded that upon the first indication that the interests of the school are being jeopardized by any action of theirs, they will unhesitatingly modify it as the occasion may require.

As required by law, I have visited all the state institutions during the past year and take great pleasure in saying that I found them, each and all, in most excellent order and apparently answering the ends for which they were established and are maintained. They are, without exception, a credit to the state and entitled to your continued confidence and liberal support.

It will be conceded, I think, that the state of Wisconsin is doing a most noble and humane work for all its unfortunate classes; but there remains, and ever must remain, ample opportunity for private charity and benevolence. It is as impossible as it is undesirable, for the state to usurp the functions of the citizen in this behalf; and, therefore, it is a source of just pride and tends to reassure our faith in civilization and human nature, to find that despite the large sums paid into the public treasuries for these purposes, many most successful institutions for the care and education of the dependent and unfortunate, are maintained by private benefactions. To the list of institutions of this character heretofore existing, there has recently been added, in Milwaukee, a school designed especially for teaching deaf mutes to speak. The success already attained is very satisfactory to its founders, and gives promise of great usefulness.

#### STATE BOARD OF CHARITIES AND REFORM.

The report of this board is not yet in print, and I have not been able to read it in manuscript. I have, however, been more or less conversant with the labors of the board for several years, and am fully persuaded that it is accomplishing great good throughout the state.

#### STATE BOARD OF HEALTH.

Investigations prosecuted by the several boards of health in this and adjoining states, seem to prove that nearly twenty-five per cent. of the deaths occurring annually, are from preventable causes. The State Board of Health in Wisconsin is working with most commendable zeal in investigating the causes of disease in this state, and by circulars and communications to the press, as well as in its annual reports, is pointing out the dangers, and endeavoring to teach the people how to shun them. Whatever encouragement or help can be given to it by the legislature, should not be withheld.

#### GEOLOGICAL SURVEY.

The Chief Geologist informs me that the work of the geological survey, in the field, the laboratory and study, has been diligently

prosecuted during the past year, that it is now in an advanced condition, and may be closed in accordance with the provisions of the law authorizing it. He finds the work growing and expanding in his hands, and seems to think more time and money might profitably be spent in perfecting the survey. About one-half of the second volume of the final report, which will be known as Volume III, is now stereotyped, and the completed volume will be ready for distribution in the spring. If no further work should be authorized, it is expected that at least one year of constant labor will be needed, after the time now provided by law for closing the survey and the cessation of salaries, to complete the publication of the report.

#### FISH CULTURE.

The appropriations heretofore made to facilitate the artificial propagation of fish have been wisely expended in preliminary work, and the evidences that we may expect in due time to receive bountiful returns therefrom, are beginning to be seen in nearly every part of the state. The city of Milwaukee finds it necessary to use for its own purposes that portion of its water-works building heretofore used by the state as a fish hatchery, and the commissioners recommend, in addition to the sum necessary for current expenses, an appropriation for erecting a building to take the place of the premises they must soon vacate.

#### REVISED STATUTES.

The publication and distribution of the new revised statutes were attended with some unavoidable delays, but not to the serious inconvenience of the public. They are, I think, both in form and substance creditable to the state. Errors have undoubtedly intervened which may need correcting, but I trust you will scrutinize with unusual care all propositions for amendments or changes affecting the practice in courts, or the methods of procedure by administrative and executive officers. The people much desire stability in the law in these respects, and will gladly accommodate themselves to it as it now is.

#### INSURANCE SUPERVISION.

The creation of a separate department charged with the duty of collecting fees and taxes from insurance companies, and supervising this important branch of business in the interests and for the protection of the people, has resulted in very decided benefit to the state, and is looked upon with much favor by all responsible and fair dealing companies. The Commissioner is devoting his best energies to the duties devolved upon him, and in the collection of back taxes and otherwise, is saving to the state very considerable sums of money.

## RAILROADS.

From the report of the Railroad Commissioner it appears that 91.76 miles of new railroad have been constructed during the past year, making the total number of miles now in operation 2,884.50, including 98.97 miles of narrow gauge track. The total number of passengers carried was 2,429,925; an increase of 476,697 over last year. The tons of freight carried were 3,448,490, an increase of 414,199. Of the whole number of passengers carried only two were killed and two injured—most gratifying evidence that all the roads are managed and operated with great care. The total absence of all serious complaint against railroads, shows most conclusively, that our present law is well suited to the purposes for which it was enacted, and, under the watchful supervision of the Commissioner, is being faithfully obeyed.

## SUPERIOR HARBOR.

The adverse decision of the Supreme Court of the United States, in the case of the State of Wisconsin against the City of Duluth, brought for the purpose of enjoining the defendant from diverting the natural flow of water through the harbor at Superior and out through the mouth of the St. Louis river, and thereby seriously injuring the harbor, imposes upon Wisconsin the necessity of seeking redress and protection in congress. Our senators and representatives in congress will be vigilant in this behalf, but it may materially assist them, to adopt a legislative memorial, briefly setting forth the facts, and asking that in the matter of appropriations to be made and in the manner of expending them, the rights of Wisconsin to have Superior harbor protected and improved, may not be overlooked or ignored.

## STATE FUNDS.

The provisions of sections 157 and 159 of the Revised Statutes, concerning the place of keeping the state funds, are not in harmony, and it is found difficult to determine the real purpose of the law. In practice, it is found convenient, and by many, it is considered less hazardous, to keep a portion of the funds on deposit in banks. If it should be considered that such practice is contrary to the intent of the law, I think it is due to the Treasurer and to all concerned, that such intent should be more definitely expressed.

## PUBLIC LANDS.

The report of the Commissioners of Public Lands will give you all needed information in regard to the quantity and condition of the lands belonging to the state.

The claim of the state for deficiencies in the school sections, has been admitted to the extent of about 35,000 acres, and selections are being made therefor. The claim of the state to school and swamp lands in Indian reservations is admitted at the Department of the Interior, but the difficulties that might arise from permitting the sale and occupancy of these lands, are considered to be so grave that a formal approval of them to the state is withheld. Meantime legislation is sought from Congress authorizing the selection of lands without the reservations in lieu of those within them, and such legislation may be perfected during the present session of congress.

Some expense has already been incurred in the selection of the school land indemnity, for expenses of the agent making the selection and the fees of the United States land offices, and I recommend the re-enactment of the law authorizing the payment of such expenditures.

#### VOLUNTARY ASSIGNMENTS.

The repeal of the national bankrupt law, has brought into notice and use the provisions of our statute in reference to voluntary assignments for the benefit of creditors, and has in some cases revived the old practice of making preferences among them. This feature of the law, or rather of the practice under it, was always repugnant to my sense of justice, and I call your attention to the subject, that the whole matter of the settlement of claims against insolvent debtors may be considered, and the law so amended, as best to protect the rights and interests of all concerned.

#### CITY CHARTERS.

The constitutional amendment prohibiting the enacting of laws to incorporate any town or village, or to amend the charter thereof, has seemed greatly to multiply the demand for city charters. Practically the bills for these charters are prepared by a local committee, handed to the representative from the district in which the place is located, introduced by him, passed in both houses and submitted to the governor, without reading, scrutiny, or care. Sometimes these bills are wisely drawn, but in several instances last winter they were found to contain unwise and sometimes manifestly unconstitutional provisions, necessitating their recall for amendment. I fully appreciate the impossibility of giving proper attention, in an ordinary session, to so many lengthy charters, and for that reason, and because the expense attending their preparation, passage, engrossing, enrolling and publication is excessive and unnecessary, I recommend the enactment of a general law for the incorporation of cities, and a persistent refusal, except in extreme cases, to grant or amend special charters. A most desirable uniformity would thus be secured, great expense saved, and the



time now devoted to such matters profitably occupied in perfecting other legislation.

#### TRAMPS.

The habit — I may say the crime — of vagabondage is increasing in such unprecedented ratios as to demand most serious consideration at your hands during the present session. I have most profound respect and sympathy for the honest man who in good faith travels from place to place in search of employment, but modern tramps are not of this character. They have been thoroughly tried, and it is conclusively established that the only thing they will not do, is to work.

The assessments these criminal parasites levy upon individuals and communities nearly equal in value our whole state tax, yet this is as nothing compared with the fear and mental suffering they incite among defenceless women and children, and the murders, robberies and outrages, too brutal to be here named, by them committed. If in the larger cities they are somewhat restrained by a vigilant police, in the villages and towns they have become the daily dread and nightly horror of all well disposed persons. The little girl, on her way to or from school, the farmer's wife, busy with household cares, the aged and the infirm, are alike the victims of their cowardly and licentious violence. Whatever may be urged in extenuation of other crimes and vices, the responsibility for this crime of vagabondage, which may now be justly said to include every crime known to the law, is upon the individual, and not upon society.

In July last, a small army of these self-made social outcasts turned their faces toward Wisconsin, and their advance guard, taking possession of railway trains, dictated the terms upon which they might proceed. It is unimportant that the terms proposed were only that the invaders should be furnished free transportation, for if that much had been conceded then, more would have been demanded next time. Fortunately, the good judgment and firm determination of the superintendent of the Madison division of the Chicago and Northwestern Railway, enabled the cities of Beloit and Madison to meet the issue of lawlessness against law, fairly upon the merits, and with most satisfactory results, for the time being. The disease, however, is too virulent and deep seated to yield to the mild remedies provided for common vagrancy. It demands more vigorous treatment, and I therefore recommend the enactment of a law clearly defining the crime of vagabondage, and providing for its summary and severe punishment.

#### MILITIA.

The reports of the Adjutant and Quartermaster Generals will put you in possession of all the facts relative to the organization,

strength, equipment, and expenses of the State Militia. It presents but a meager showing of 1,402 officers and men, organized into twenty-three independent companies. Some wise provisions, looking to the greater stability of these companies, were incorporated into the revision of the statutes, but I am persuaded that our State Militia will not become what it ought to be, and what we need to have it, until provision is made for battalion and regimental organizations, and annual encampments. I do not consider myself an alarmist, but in the present condition of society, it seems to me but the commonest dictate of ordinary prudence, that there should be at least one organized regiment of militia in a state as large and populous as Wisconsin.

I commend to your attention, and most cordially approve, the recommendations of the Adjutant General relative to perfecting the military records of the state, and copying such portions as are becoming worn by use. Year by year these records are becoming more and more valuable, and the state owes to its living soldiers and the surviving relatives of its dead heroes, the duty of maintaining the official record of their services.

#### AGRICULTURE.

Under the provisions of chapter 260, laws of 1878, an attempt has been made to collect the statistics of agriculture. The returns appear to have been defective in many cases, but a good beginning has been made, and we may hope to arrive at reasonable accuracy, perhaps this year. The tabulated reports show the following aggregates:

	Product, 1877.	Growing, 1878.
Wheat .....	20,596,744 bushels.	1,798,647 acres.
Corn .....	28,733,975 "	943,322 "
Oats .....	28,090,307 "	872,746 "
Barley .....	4,181,295 "	131,464 "
Rye .....	2,162,879 "	192,130 "
Potatoes .....	6,506,993 "	87,128 "
Root crops.....	1,975,189 "	11,820 "
Cranberries.....	72,173 "	25,041 "
Apples .....	264,238 "	61,819 "
Flax .....	14,126,074 pounds.	69,310 "
Hops.....	5,097,495 "	6,975 "
Tobacco .....	5,582,811 "	4,652 "
Grapes .....	455,210 "	925 "
Timber.....		11,229,194 "
Clover seed.....	191,231 bushels.	96,918 "
Timothy seed.....	81,017 "	26,780 "
Cows .....		389,380
Butter.....	20,840,700 pounds .....	
Cheese .....	14,351,046 " .....	

These statistics, incomplete as they are, fully justify all that has been said or claimed for our agricultural interests, as being the leading and by far most important industry of the state, and indicate that the money appropriated to the state and county agricultural societies, which have done so much to foster and develop our agriculture resources, has served a beneficial purpose. I see no good reason why the usual appropriation to the state society should not be made permanent.

#### CONCLUSION.

Although the limits to which I have deemed it expedient to confine myself in this communication, preclude allusion to many topics of interest, and have necessitated the omission of several paragraphs prepared for insertion herein, I cannot forbear to congratulate you, that the United States has resumed its normal relations to its own citizens, and the world at large, by paying on demand all its matured obligations in money current wherever civilization extends; that this has been accomplished without any unnatural contraction of the currency, or violent shock to the business interests of the people; that under the healthy stimulus of assured stability in this respect, trade and commerce are reviving, with exports largely in excess of imports; and that we may reasonably anticipate from this time forward, a substantial, healthy and remunerative development of all branches of business.

I also congratulate you, that there is a growing public sentiment which demands that suffrage shall be actually as well as nominally free, in every state at every election precinct, and that the ballots thus cast and only these shall be counted — that intimidations before and at elections, and frauds thereafter, shall cease.

I regret, as every good citizen must regret, that there is occasion for even a suspicion that in some of the states recent elections have not been so conducted. Wisconsin will cheerfully yield complete deference to the freely expressed and fairly ascertained will of the majority, both in state and national affairs; but her history is not without illustrations of her unyielding demand for a free ballot and a fair count. I sincerely hope that a returning sense of honor and patriotism will lead to practices in the future, which shall give us results worthy of complete confidence, to the end that we may be in fact, as well as in name, a free, united and happy people.

MADISON, *January 9, 1879.*

WILLIAM E. SMITH.

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The president dissolved the convention, and the senate repaired to its chamber.

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On motion of Mr. Post,  
The assembly adjourned.

FRIDAY, JANUARY 10 — 10 A. M.

Assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Adland, Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroat, Dewing, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hem-schemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mills, Mitchell, Muckerheide, Mallowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker.

*Absent*—Mr. Zander.

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#### LEAVE OF ABSENCE.

Was granted to

Messrs. Carey, Carter, Ford, Hill, Mason and Melvin, till Monday evening, and to

Mr. McRea until Tuesday.

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#### RESOLUTIONS INTRODUCED.

By Mr. Pulcifer:

Res. No. 5, A.,

*Resolved*, That the speaker be instructed to invite the resident clergy of Madison to open the sessions of the legislature with prayer.

On motion, the consideration was postponed till Monday evening.

By Mr. Nichols:

Res. No. 6, A.

*Resolved*, That the sergeant-at-arms be instructed to furnish twenty-five hundred copies of his excellency the governor's message, for the use of the assembly.

Laid over.

By Mr. Hutchinson:

Res. No. 7, A.,

*Resolved*, That so much of the governor's message as relates to the homeless children of the state and the tender by ex-Gov. Washburn of his Edgewood residence for such home and undertaking, as shall seem feasible, be referred to a select committee of three, with instructions to correspond with Gov. Washburn and ascertain his views on the subject, and to what purpose it may be best appropriated in accordance with the resolution of the legislature of 1878.

The speaker appointed as such committee Messrs. Hutchinson, Nichols and Frost.

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### BILLS INTRODUCED.

On leave granted, read first and second times and referred.

By Mr. Carel:

M. C. No. 1, A.,

Memorial to congress for a resurvey of the proposed harbor at Kewaunee, Wis.

To committee on State Affairs.

By Mr. Pulcifer:

No. 1, A.,

A bill to authorize the county of Shawano to borrow money.

To committee on State Affairs.

By Mr. Ostrander:

No. 2, A.,

A bill to amend chapter 403 of the private and local laws of 1867, entitled An act to incorporate the Northwestern Furniture Company.

To committee on Judiciary.

By Mr. Nichols:

No. 3, A.,

A bill to provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the disbursement of the free high school fund of 1878.

To committee on Education.

By Mr. W. J. Vincent:

No. 4, A.,

A bill to authorize the county of Barron to borrow money.

To committee on State Affairs.

By Mr. Coe:

No. 5, A.,

A bill relating to the operation of the United States coast survey.

To committee on State Affairs.

By Mr. Mills:

No. 6, A.,

A bill to authorize the committee appointed by the justices of the supreme court to revise rules of practice in the circuit and county courts, to employ a clerk.

To Judiciary committee.

By Mr. Mills:

No 7, A.,

A bill to regulate the rate of interest.

To Judiciary committee.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you, that the senate has passed, and asks the concurrence of the assembly in

No. 1, S.,

A bill to amend section 113, chapter 10, of the revised statutes of 1878, to furnish stationery to the chief clerk and sergeant-at arms of the senate and assembly, to an amount necessary to the discharge of their several duties.

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#### SENATE MESSAGE CONSIDERED.

On motion of Mr. Nichols, the rules were suspended and the bill read first and second times.

Mr. Bailey offered the following amendment:

To amend by inserting in the proper place the words " nor exceeding twenty dollars in amount."

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On motion of Mr. Fischer,

The assembly adjourned until Monday evening at half past seven o'clock.

MONDAY, 7: 30 O'CLOCK.

Assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Lewis, Lovejoy, Markham, Mason, Masse, McDill, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Peterson, J. C., Peterson, A., Post, Potter, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Wall, E. C., Wall, W., Washburn, Widule, Williams and Mr. Speaker.

A. sent:

Messrs. Adland, Condit, F. T., Greening, Hart, Keogh, La Due, Melvin, Mills, Vincent, G. R., Vincent, W. J., Webster, Withee and Zander.

Absent with leave:

Mr McRae.

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### RESOLUTIONS INTRODUCED.

By Mr. Ringle:

No. 8, A.,

*Resolved*, That the superintendent of public property is hereby directed to furnish each member of the assembly one copy of the Revised Statutes for 1878.

Laid over.

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### RESOLUTIONS CONSIDERED.

Res. No. 5, A.,

Inviting the resident clergy to open the assembly with prayer.

The question being on its adoption, the ayes and noes were ordered.

Those voting in the affirmative were:

Messrs. Allen, A. C., Ausman, Bailey, Barry, Barter, Blackstone, Bottum, Brindley, Bullock, Burdge, Cady, Clark, Coe, Cox, Davison, Dewing, Eastman, Flinn, Frank, Frost, Gallett, Gardiner, Gilbert, Gray, Greening, Hill, Hutchinson, Ingram, Johnson, Lewis, Lovejoy, Markham, McDill, Mitchell, Nichols, Peterson, A., Post,

Pulcifer, Quarles, Sanderson, Simpson, Spence, Steffen, Theisen, Thomas and Mr. Speaker Kelly — 46.

Those voting in the negative were:

Messrs. Allan, J., Bentley, Bradley, Carel, Carey, Condit, J. D., DeGross, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Ford, Geise, Haugen, Hemmi, Hemschemeyer, Mason, Masse, Muckerheide, Mullowney, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Potter, Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Spiering, Thelen, Wall, E. C., Wall, W., Washburn and Williams — 39.

And the resolution was adopted.

Res. No. 6, A.,

Instructing sergeant-at-arms to furnish 2,500 copies of the governor's message,

Was adopted.

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### BILLS INTRODUCED.

On leave granted, read first and second times and referred.

By Mr. Haugen:

No. 8, A.,

A bill to regulate the time for holding the general and special terms of the circuit court in the 8th judicial circuit.

To committee on Judiciary.

By Mr. Field:

No. 9, A.,

A bill to authorize the city of Racine to borrow money for the support of paupers.

To committee on State Affairs.

By Mr. Pulcifer:

No. 10, A.,

A bill to amend sections 387 and 405 of the revised statutes, relating to diplomas granted by the state university and the state normal schools.

To committee on Education.

By Mr. Ellinwood:

No. 11, A.,

A bill to repeal section 2455 of the revised statutes.

To committee on Judiciary.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has indefinitely postponed



Jt. Res. No. 1, A.,

*Resolved by the assembly, the senate concurring,* That a joint committee of three, consisting of two from the assembly and one from the senate, be appointed to wait upon his excellency, the governor, and inform him that the legislature is organized, and ready to receive any communication he may wish to make.

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#### SENATE BILLS CONSIDERED.

No. 1, S.,

A bill to amend section 113, chapter 10, of the revised statutes of 1878, to furnish stationery to the chief clerk and sergeant-at-arms of the senate and assembly, to an amount necessary to the discharge of their several duties.

On motion of Mr. Nichols,

The rules were suspended, the bill read first and second times, and put upon its passage.

Mr. Thomas offered the following amendment:

Amend section 1, by striking out of the seventh line of the written bill, the words "and sergeant-at-arms;" also, by striking from the tenth line of the written bill, "their several duties," and insert in the tenth line "the duties of chief clerk and sergeant-at-arms."

Which was adopted, and the bill read a third time and concurred in.

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#### LEAVE OF ABSENCE.

Indefinite leave of absence was granted to  
Mr. Melvin, on account of sickness.

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On motion of Mr. Bentley,  
The assembly adjourned.

TUESDAY, JANUARY 14, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Richards.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, J. D., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Potter, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Williams, Witheo, Zander, and Mr. Speaker.

*Absent*—Messrs. Adland, Allen, A C., Condit, F. T., Cox, Hart, Mills and Widule.

Absent on leave — Mr. Melvin.

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#### LEAVE OF ABSENCE.

Leave of absence granted to

Messrs. Hart and Widule till Wednesday morning.

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#### CONTESTED ELECTION.

Papers in the contested election case, Egan vs. Johnson, were presented, and

Referred to committee on Privileges and Elections.

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#### RESOLUTIONS INTRODUCED.

By Mr. Bailey:

Jt. Res. No. 2, A.,

*Resolved by the assembly, the senate concurring,* That no new business will be received by this legislature after the first day of February, 1879.

Laid over.

## RESOLUTIONS CONSIDERED.

Instructing the superintendent of public property to furnish each member of assembly with revised statutes.  
Adopted.

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## BILLS INTRODUCED.

On leave granted, read first and second times and referred.

By Mr. Frost:

No. 12, A.,

A bill to legalize the action, therein set forth, of the board of supervisors of the town of Arena in the county of Iowa.

To committee on Judiciary.

By Mr. Washburn:

No. 13, A.,

A bill to suppress vagrancy.

To committee on State Affairs.

By Mr. Mallowney:

No. 14, A.,

A bill to regulate the times of holding the circuit court in Juneau county.

To committee on Judiciary.

By Mr. Masse:

No. 15, A.,

A bill to prohibit the killing of deer in Door county for shipment outside of Door county.

To committee on State Affairs.

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On motion of Mr. Nichols,  
The assembly adjourned.

WEDNESDAY, January 15, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Potter, Pulcifer, Quarles, Raeser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spioring, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker

Absent — Messrs. Adland and Reynolds.

Absent with leave — Mr. Melvin.

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### RESOLUTIONS INTRODUCED.

By Mr. Sarnow:

Jt. Res. No. 3, A.,

Relative to amendment of the constitution, and relating to uniform taxation.

*Resolved by the assembly, the senate concurring,* That section 1 of article 8 of the constitution of this state, be amended so as to read as follows: Section 1. The rule of taxation shall be uniform, and taxes shall be levied upon all property, except only public property and places set apart and used for the burial of the dead.

Laid over.

By Mr. Carter:

Jt. Res. No. 4, A.,

Relating to the distribution of the revised statutes.

*Resolved by the assembly, the senate concurring,* That the secretary of state be, and he is hereby authorized, to deliver to the superintendent of public property the one hundred copies of the

complete revised statutes printed under the provisions of section 9 of chapter 3, of the laws of 1878, extra session; and that said superintendent be and he is hereby directed to distribute said statutes as follows, to wit: one copy to the clerk of the circuit court of each county in the state, to be safely kept for the use of the office of said clerk, and forty copies to the state librarian, to be safely kept until further distribution by law shall be provided.

The secretary of state is hereby authorized, before delivering said statutes, to cause the state printer to legibly stamp on the copies for the clerks of circuit courts, the name of office and county of said several clerks respectively.

*Resolved further*, That the superintendent of public property be, and he is hereby authorized to deliver to the state librarian a sufficient number of copies of the general edition of the revised statutes to enable the said librarian to make the distributions herein-after specified, and said librarian, upon receiving said statutes, is hereby directed to distribute the same as follows, to wit: To the library of congress, two copies; to the library of the supreme court of the United States, one copy; to the secretary of state of the United States, one copy; and to each state and territory of the Union, one copy.

*Resolved further*, That of the volumes of the general edition of the revised statutes remaining in his custody after the distribution provided by law, the superintendent of public property be, and he is hereby authorized to sell to any person not a resident of this state, desiring the same for his own use, one copy, at a price not less than the price fixed for said statutes sold to residents of this state.

*Resolved further*, That the chief clerk of the assembly be and he is hereby ordered to deliver a certified copy of these resolutions to each of the state officers herein named.

Laid over.

By Mr. Coe:

Res. No. 9, A.,

*Resolved*, That the message of the governor and the recommendations contained therein be referred to the several committees, as follows:

So much thereof as relates to finances, receipts, estimates and expenditures, to the committee on Ways and Means.

So much thereof as relates to education, to the committee on Education.

So much thereof as relates to public charities and penal institutions, except that portion relating to the creation of a school for dependent children at Edgewood, to the committee on Charitable and Penal Institutions.

So much thereof as relates to the state board of health, to the committee on Medical Societies.

So much thereof as relates to the geological survey, state funds, state historical society, and to vagrants, to the committee on State Affairs.

So much thereof as relates to agriculture and fish culture, to the committee on Agriculture.

So much thereof as relates to the revised statutes, voluntary assignments and city charters, to the Judiciary committee.

So much thereof as relates to insurance supervision, to the committee on Insurance, Banks and Banking.

So much thereof as relates to railroads, to the committee on Railroads.

So much thereof as relates to Superior Harbor, to the committee on Federal Relations.

So much thereof as relates to public lands, to the committee on Public Lands.

So much as relates to the militia, to the committee on Military Affairs.

Adopted.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 2, A.,

Limiting time for reception of new business.

Adopted.

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#### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Simpson:

No. 16, A.,

A bill to provide for the regulation of the slaughtering of animals for food, the rendering of lard, the manufacture of the products of slaughtered animals, and the yarding of stock in and around the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Blackstone:

No. 17, A.,

A bill to legalize the acts of Thomas Blinkerson, of La Fayette county, Wisconsin, a justice of the peace.

To committee on Judiciary.

By Mr. Pulcifer:

No. 18, A.,

A bill to provide for licensing surveyors.

To committee on State Affairs.

By Mr. Carel:

No. 19, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county treasurer.

To committee on State Affairs.

By Mr. Spiering:

No. 20, A.,

A bill to amend section 4560 of chapter 185 of the revised statutes of 1878, an act relating to penalty for catching fish in lakes or water course, by net, spear or water course.

To committee on Agriculture.

By Mr. W. J. Vincent:

No. 21, A.,

A bill for an act to prevent the obstruction of the navigable rivers within the state of Wisconsin.

To committee on State Affairs.

By Mr. Spence:

No. 22, A.,

A bill to repeal sections 14 to 23, inclusive, of chapter 160 of the laws of 1877, entitled an act to amend the city charter of the city of Fond du Lac, and to repeal sections 12 to 15 of chapter 5 of chapter 59 of the private and local laws of 1868, chapter 474 of the private and local laws for the year 1871, and acts amendatory thereof.

To committee on Incorporations.

By Mr. Bottum:

No. 23, A.,

A bill to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.

To committee on Judiciary.

By Mr. J. D. Condit:

No. 24, A.,

A bill relating to charitable, benovolent and fraternal societies and associations.

To committee on Charitable and Penal Institutions.

By Mr. Webster:

No. 25, A.,

A bill to amend chapter 59, section 1440, general laws of 1878, of cemeteries.

To committee on Judiciary.

By Mr. Eckhardt:

No. 26, A.,

A bill to amend section 496, chapter 27, of the revised statutes.

To committee on Judiciary.

By Mr. Barry:

No. 27, A.,

A bill to legalize the acts of the board of supervisors of the town of Naples, in Buffalo county.

To committee on Judiciary.

By Mr. Ringle:

No. 28, A.,

A bill to amend section 6 of chapter 259 of the general laws of

1878, entitled, an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

To committee on Roads and Bridges.

By Mr. W. Wall:

No. 29, A.,

A bill to appropriate to the Northern Hospital for the Insane a certain sum of money for current expenses, permanent improvements and miscellaneous purposes.

To committee on Claims.

By Mr. McRae:

No. 30, A.,

A bill to amend section 1771 of the revised statutes.

To committee on Judiciary.

By Mr. McRae:

No. 31, A.,

A bill to provide for the confirmation of sales made by trustees.

To committee on Judiciary.

By Mr. Pulcifer:

No. 32, A.,

A bill to amend an act, entitled an act to incorporate the Peshigo Lumbering and Manufacturing Company, approved October 11, 1856, and the amendments thereto.

To committee on Incorporations.

By Mr. Pulcifer:

No. 33, A.,

A bill to provide for the sale of certain lands belonging to the state of Wisconsin.

To committee on State Lands.

By Mr. Bradley:

No. 34, A.,

A bill to create the county of New, and provide for the organization of the same.

To committee on Town and County Organization.

By Mr. Fischer:

No. 35, A.,

A bill to repeal sections 113, 114, 115, 116, 117, 119, 120 and 121 of chapter 10 of the revised statutes of 1878, relating to the furnishing of stationery, postage stamps, newspapers and the so-called Blue Book to members of the legislature and others mentioned in the said sections.

To committee on Legislative Expenditures.

By Mr. Thomas:

No. 36, A.,

A bill to amend section 113 of chapter 10 of the revised statutes of 1878, in regard to stationery.

To committee on Legislative Expenditures.



## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has refused to concur in assembly amendment to bill

No. 1, S.,

A bill to amend section 113, chapter 10, of the revised statutes of 1878, to furnish stationery to the chief clerk and sergeant-at-arms of the senate and assembly, for the use of the legislature.

And have adopted, and ask the concurrence of the assembly in Jt. Res. No. 5, S.,

Instructing our member in congress in relation to a bill reorganizing the United States army.

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in

Jt. Res. No. 6, S.,

*Resolved by the senate, the assembly concurring*, that so much of the governor's message as relates to the Institution for the Deaf and Dumb, except matters of finance, shall be referred to a special committee, consisting of two from the senate and three from the assembly.

Senators Kellogg and Paul were appointed such committee on the part of the senate.

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## MESSAGE FROM THE SENATE CONSIDERED.

Jt. Res. No. 5, S.,

Instructing our members of congress in relation to a bill reorganizing the United States army,

Was referred to the committee on Militia.

Jt. Res. No. 6, S.,

Relating to that part of the governor's message referring to the deaf and dumb, and appointing a joint committee of five,

Was concurred in,

And the speaker appointed as such committee on the part of the assembly, Messrs. Bullock, Masse and Greening.

On motion of Mr. Bentley,

The assembly receded from its amendment to

No. 1, S.,

A bill to amend section 113, chapter 10, of the revised statutes of 1878, to furnish stationery to the chief clerk and sergeant-at-arms, for the use of the use of the legislature.

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On motion of Mr. Carel,  
The assembly adjourned.

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THURSDAY, January 16, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRea, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Potter, Pulcifer, Quarles, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Mr. Raesser.

Absent with leave — Mr. Melvin.

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#### LEAVE OF ABSENCE

Was granted to Mr. Raesser till to-morrow morning.

## LETTERS, PETITIONS, MEMORIALS, ETC.

By Mr. Williams:

Mem. No. 1, A.,

Petition of C. W. Lawton and others, in relation to amendment to constitution prohibiting the sale of intoxicating liquors.

To committee on State Affairs.

## RESOLUTIONS INTRODUCED.

By Mr. W. J. Vincent:

Jt. Res. No. 5, A.,

*Resolved by the assembly, the senate concurring:*

WHEREAS, The general commercial interests of the country, and particularly those of the northwestern states and territories, demand that the great northern water-way from Lake Superior to the Atlantic seaboard be so improved as to afford safe and easy navigation to vessels of the largest size, thereby securing cheaper transportation;

AND WHEREAS, To this end it is necessary that the St. Mary's Canal should be accepted by the United States government in accordance with the offer of the state of Michigan of April 3, 1869, and should be fully completed and established as a free canal, and that a further survey should be made of the channel between Lake Superior and Lake Huron, and the present channel and the St. Clair flats and Detroit river should be immediately improved, and also that the harbor at the head of Lake Superior be completely surveyed and speedily improved; therefore,

*Resolved by the assembly, the senate concurring,* That our senators and representatives in congress be earnestly requested to use their utmost endeavors to secure by appropriate legislation the accomplishment of the objects hereinbefore recited, and generally the purposes declared in the memorial adopted by the Lake Improvement convention held at St. Paul, Minn., December 18th, 1878.

*Resolved,* That the governor be and is hereby requested to forward copies of these resolutions to our senators and representatives in congress.

On motion of Mr. Haugen,

The rules were suspended, and the resolution adopted.

By Mr. Pulcifer:

Res. No. 10, A.,

*Resolved,* That the superintendent of public property be and he is hereby directed to furnish the chief clerk of the assembly one copy of the revised statutes of 1878.

Laid over.

## RESOLUTIONS CONSIDERED.

Jt. Res. No. 3, A.,  
Relative to amendment of the constitution, and relating to uniform taxation.

On motion of Mr. Bailey,  
Referred to committee on Judiciary.

Jt. Res. No. 4, A.,  
Providing for distribution of the revised statutes,  
Was adopted.

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## BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. E. C. Wall:

No. 37, A.,

A bill relating to negotiable paper, and amendatory of section 1675 of chapter 78 of the revised statutes of 1878.

To committee on Judiciary.

By Mr. Brindley:

No. 38, A.,

A bill to secure to children the benefits of an elementary education.

To committee on Education.

By Mr. Lovejoy:

No. 39, A.,

A bill relating to the appointment of notaries public, and amendatory of section 173, chapter 13, of the revised statutes.

To committee on Judiciary.

By Mr. Scanlon:

No. 40, A.,

A bill limiting the rights of minors to redeem real estate sold for taxes.

To committee on Judiciary.

By Mr. Hutchinson:

No. 41, A.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Masse:

No. 42, A.,

A bill to amend chapter 72, revised statutes, in relation to taxing dogs in Door county.

To committee on State Affairs.

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By Mr. Carel:

No. 43, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county clerk.

To committee on State Affairs.

By Mr. Clark:

No. 44, A.,

A bill to legalize the action of the county board of supervisors of Waushara county, in vacating a certain piece of road at their annual session, in the year 1877.

To committee on Roads and Bridges.

By Mr. Williams:

No. 45, A.,

A bill to equalize the expenses of the surveys of land in the counties of the state of Wisconsin.

To committee on State Affairs.

By Mr. Dewing:

No. 46, A.,

A bill to provide for the purchase of certain digests of Wisconsin reports.

To committee on Judiciary.

By Mr. McRae:

No. 47, A.,

A bill to amend section 1 of chapter 318 of the laws of 1878, entitled, an act to authorize Frederick G. Stanley and others to build and maintain a dam or dams across Court Oreille river, in the county of Chippewa, state of Wisconsin.

To committee on Roads and Bridges.

By Mr. McDill:

No. 48, A.,

A bill to provide for special terms of the circuit court in the 7th judicial circuit.

To committee on Judiciary.

By Mr. Mills:

No. 49, A.,

A bill to amend subdivision six of section 2982 of the revised statutes.

To committee on Judiciary.

By Mr. W. J. Vincent:

No. 50, A.,

A bill to authorize James and William Johnston to maintain a dam across Willow creek, in Polk county, Wisconsin.

To committee on Roads and Bridges.

By Mr. Williams:

No. 51, A.,

A bill to lay out and establish a state road from the village of

Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau.

To committee on Roads and Bridges.

By Mr. F. T. Condit:

No. 52, A.,

A bill to repeal section 1181 of chapter 50 of the revised statutes of this state, relating to the foreclosure of tax sale certificates and sale of lands therein mentioned.

To committee on Judiciary.

By Mr. Carel:

No. 53, A.,

A bill relating to teachers' wages, and amendatory of section 459 of chapter 57 of the revised statutes of 1878.

To committee on Education.

By Mr. Fischer:

No. 54, A.,

A bill to provide for biennial sessions of the legislature, and amendatory of section 99 of chapter 10 of the revised statutes of 1878.

To committee on Judiciary.

By Mr. Ostrander:

No. 55, A.,

A bill to define the crime of vagrancy, and to provide for the punishment thereof.

To committee on Judiciary.

By Mr. Fischer:

No. 56, A.,

A bill to secure fair trials in criminal cases in Milwaukee county.

To committee on Judiciary.

By Mr. McDill:

No. 57, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Plover, in Portage county.

To committee on State Lands.

By Mr. Mills:

No. 58, A.,

A bill relating to tolls in grist mills.

To committee on State Affairs.

## REPORTS OF COMMITTEES.

The committee on Judiciary have had under consideration the following bills, and beg leave to report the same back, as follows:  
No. 12, A.,

A bill to legalize the action therein set forth, of the board of supervisors of the town of Arena, in the county of Iowa,

With recommendation that the bill pass.

Also the following, with recommendation that their consideration be severally indefinitely postponed:

No. 2, A.,

A bill to amend chapter 403 of the private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture Company.

No. 11, A.,

A bill to repeal section 2455 of the revised statutes.

W. E. CARTER,  
*Chairman.*

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On motion of Mr. Frost,

All rules interfering with the immediate passage of

No. 12, A.,

A bill to legalize the action, therein set forth, of the board of supervisors of the town Arena, in the county of Iowa,

Were suspended, the bill read a third time and passed.

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On motion of Mr. Post,

The assembly adjourned.

FRIDAY, JANUARY 17, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mitchell, Muckerheide, Mullaney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander, and Mr. Speaker.

Absent—Messrs. Adland, Allen, A. C., Mills and Potter.

Absent on leave—Mr. Melvin.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to

Messrs. Spiering, Murphy, Quarles, Ford, Gray, O'Flaherty, Peterson, A., and Williams until Monday evening, and to Mr. Ringle until Tuesday evening.

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#### LETTERS, PETITIONS, MEMORIALS Etc.

OFFICE OF W. M. TOMPKINS,

*Lumber Inspector Dist. No. 11.*

ASHLAND, WIS., Jan. 14, 1879.

*To the Legislature of the State of Wisconsin:*

The following is a true statement of the amount of logs, timber and lumber scaled or measured by me or my deputies in Dist. No. 11, to wit: For the year ending Jan. 6, 1879, 4,307 pieces, 1,224,335 feet. Respectfully submitted by

W. M. TOMPKINS,  
*Lumber Inspector Dist. No. 11, Wis.*



## RESOLUTIONS INTRODUCED.

By Mr. Fischer:

Jt. Res. No. 6, A.,

Amending the constitution, and providing for biennial sessions of the legislature.

Section 1. *Resolved by the assembly, the senate concurring,* That the following amendments to the constitution of this state are hereby proposed and adopted: Amend sections 4, 5, 11 and 21 of article IV of the constitution of the state of Wisconsin, so as to read as follows:

Section 4. The members of the assembly shall be chosen biennially by single districts, on the Tuesday following the first Monday in November, after the adoption of this amendment by the qualified electors of the several districts, such districts to be bounded by county, precinct, town or ward lines, to consist of contiguous territory, and be in as compact form as practicable.

Section 5. The senators shall be elected by single districts of convenient contiguous territory, once in four years, at the same time and in the same manner as members of the assembly are required to be chosen, and no assembly district shall be divided in the formation of a senate district. The districts shall be numbered in regular series, and the senators shall be chosen alternately from the odd and even numbered districts. The senators elected next after the adoption of this amendment, shall go out of office at the expiration of three years after their election, and all senators thereafter elected shall hold their office for the term of four years.

Section 11. The legislature shall meet at the seat of government at such time as shall be provided by law, once in two years, and not oftener, unless convened by the governor in special session, and when so convened, no business shall be transacted except as shall be necessary to accomplish the special purposes for which it was convened.

Section 21. Each member of the legislature shall receive for his services for and during a regular session, the sum of four hundred dollars, and ten cents for every mile he shall travel in going to the place of meeting of the legislature. No additional compensation shall be received by or allowed to any member for such session, except for mileage, to be computed at the same rate as a regular session.

To committee on State Affairs.

By Mr. Pulcifer:

Jt. Res. No. 7, A.,

*Resolved by the assembly, the senate concurring,* That a committee of five be appointed—three from the assembly and two from the senate, whose duty it shall be to inquire into and report as soon as practicable, the expediency of building and maintaining gas works for the purpose of furnishing gas for the use of the state capitol.

Laid over.

## RESOLUTIONS CONSIDERED.

Res. No. 10, A.,  
Directing the superintendent of public property to furnish the  
chief clerk of assembly one copy of revised statutes,  
Was adopted.

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## BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Ringle:

No. 59, A.,  
A bill to pay the county of Marathon the amount due said county  
for delinquent taxes on forfeited state lands.  
To committee on Assessment and Collection of Taxes.

By Mr. J. C. Petersen:

No. 60, A.,  
A bill to repeal sections 1623, 1624 and 1625, chapter 72, revised  
statutes of 1878.  
To committee on Judiciary.

By Mr. Pulcifer:

No. 61, A.,  
A bill to repeal sections 1548 and 1550 of the revised statutes of  
1878, relating to excise.  
To committee on State Affairs.

By Mr. W. J. Vincent:

No. 62, A.,  
A bill to amend section 1548 of chapter 66 of the revised stat-  
utes.  
To committee on Judiciary.

By Mr. Eckhardt:

No. 63, A.,  
A bill relating to the taxing of dogs, and amendatory of section  
1624 of chapter 72 of the revised statutes of the year 1878.  
To committee on State Affairs.

By Mr. Washburn:

No. 64, A.,  
A bill to amend chapter 48, section 1060, of the revised statutes.  
To committee on Judiciary.

By Mr. W. J. Vincent:

No. 65, A.,  
A bill to authorize the town of Luck, Polk county, to borrow  
money.  
To committee on State Affairs.

By Mr. J. D. Condit:

No. 66, A.,

A bill to amend section 3329 of the revised statutes, relating to liens upon logs and timber.

To committee on Lumber and Manufactures.

By Mr. Hill:

No. 67, A.,

A bill to give liens upon crops to farm laborers and others.

To committee on Agriculture.

By Mr. Spence:

No. 68, A.,

A bill to amend section 4319 of the revised statutes, relating to persons confined in jail on civil process.

To committee on Judiciary.

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## REPORTS OF COMMITTEES.

The Judiciary committee have had under consideration

No. 6, A.,

A bill to authorize the committee appointed by the justices of the supreme court to revise rules of practice in the circuit and county courts, to employ a clerk.

And have directed me to report it back with amendments, and recommend its passage when so amended.

W. E. CARTER,  
*Chairman.*

The committee on State Affairs, to whom was referred

No. 5, A.,

A bill relating to the operation of the United States coast survey. Respectfully report the same back, and recommend that it do pass.

Also,

No. 9, A.,

A bill to authorize the city of Racine to borrow money for the support of paupers.

And recommend that it do pass.

Also,

M. C. No. 1, A.,

Memorial to congress for a resurvey of the proposed harbor at Kewaunee, Wis.

And recommend that it do pass.

E. D. COE,  
*Chairman.*

## MESSAGE FROM THE SENATE.

By CHAS. E. CROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in

Jt. Res. No. 8, S.,

Appointing a joint committee of five, two from the senate and three from the assembly, to whom shall be referred all petitions relating to the constitutional amendment touching the traffic in intoxicating liquors, and proposed amendments to the excise law. ~~and have appointed~~ as such committee, on the part of the senate, Senators Price and Hudd.

## SENATE MESSAGE CONSIDERED.

Jt. Res. No. 8, S.,  
Was laid over.

On motion of Mr. Simpson,  
The assembly adjourned.

Assembly met.

Assembly met.

SATURDAY, January 18, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barker, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Frost, Gallett, Gardiner, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Mitchell, Muckerheide, Mullowney, Nichols, Ostrander, Petersen, J. C., Post, Pulcifer, Raesser, Reynolds, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Webster, Widule, Withee, Zander and Mr. Speaker.

Absent — Messrs. Adland, Ellinwood, Geise, Mason, Mills, Potter and Wall, E. C.

Absent with leave — Messrs. Spiering, Murphy, Quarles, Ford, Gray, O'Flaherty, Peterson, A., Williams, Ringle and Melvin.

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### LEAVES OF ABSENCE

Were granted to Messrs. Ausman, Bailey, Carey, Carter, Fitzgerald, Fleming, Frank, Hill, Keogh, Muckerheide and Thelen, until Monday evening, and to Mr. Sanderson until Tuesday morning.

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### RESOLUTIONS INTRODUCED.

By Mr. Carel:

Res. No. 11, A.,

*Resolved*, That the superintendent of public property is hereby directed to furnish the members of the Judiciary committee one copy of the revised statutes of 1878, and the same to be returned to the proper custodian at the end of the session.

Laid over.

By Mr. DeGroff:

Res. No. 12, A.,

WHEREAS, it has come to the knowledge of this assembly, that Messrs. Carter and Blackstone have met with a severe loss to wit, the loss of their copy of the revised statutes, which have been purloined by parties undoubtedly desirous of obtaining knowledge in the law; therefore be it,

*Resolved*, That the superintendent of public property be and he is hereby authorized to replace the volumes thus confiscated.

Laid over.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 7, A.,

Appointing a committee of five to inquire into the expediency of building gas works for use of the state capitol building,

Was adopted, and the speaker appointed as committee in accordance therewith, on part of the assembly, Messrs. Pulcifer, Burdge and Steffen.

Jt. Res. No. 8, S.,

Appointing a joint committee of five, to whom shall be referred all petitions relating to the constitutional amendment touching the traffic in intoxicating liquors, and proposed amendment to excise law,

Was concurred in, and the Speaker appointed as such committee on part of the assembly, Messrs. Bailey, Ingram and E. C. Wall.

## BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Raesser:

No. 69, A.,

A bill to amend section 2483, chapter 115, revised statutes of 1878, and section 1, chapter 137, general laws of 1878, relating to salaries of county judge and sheriff of Milwaukee county.

To Milwaukee Delegation.

By Mr. Raesser:

No. 70, A.,

A bill to amend section 1 of chapter 16 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and all acts amendatory thereof, in so far as they relate to the salaries of certain city officers.

To Milwaukee Delegation.

By Mr. Raesser:

No. 71, A.,

A bill relating to the salaries of certain county officers in the county of Milwaukee.

To Milwaukee Delegation.

By Mr. W. J. Vincent:

No. 72, A.,

A bill to amend section 1121 of chapter 49 of the revised statutes, relating to the collection and payment of taxes.

To committee on Assessment and Collection of Taxes.

By Mr. Webster:

No. 73, A.,

A bill regulating the use and improvement of stock.

To committee on Agriculture.

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MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred in

No. 12, A.,

To legalize the action, therein set forth, of the board of supervisors of the town of Arena, in the county of Iowa.

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On motion of Mr. Spence,

The assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Spence in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report sundry bills to the assembly for consideration; and asks leave to set again.

Leave granted.

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## BILLS REPORTED BY COMMITTEE OF THE WHOLE.

No. 5, A.,

A bill relating to the operations of the United States coast survey.

No. 6, A.,

A bill to authorize the committee appointed by the justices of the supreme court to revise rules of practice in the circuit and county courts, to employ a clerk.

No. 11, A.,

A bill to repeal section 2455 of the revised statutes.

No. 2, A.,

A bill to amend chapter 403 of the private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture company.

No. 9, A.,

A bill to authorize the city of Racine to borrow money for the support of paupers.

M. C. No. 1, A.,

Memorial to congress for a survey of the proposed harbor of Kewaunee, Wisconsin.

Were severally reported back without amendment.

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BILLS REPORTED BY COMMITTEE OF THE WHOLE  
CONSIDERED.

No. 5, A.,

A bill relating to the operations of the United States coast survey.

No. 9, A.,

A bill to authorize the city of Racine to borrow money for the support of paupers,

Were ordered engrossed and read a third time.

No. 6, A.,

A bill to authorize the committee appointed by the justices of the supreme court to revise rules of practice in the circuit and county courts to employ a clerk,

Was amended and ordered engrossed, and read a third time.

No. 2, A.,

A bill to amend chapter 403 of the private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture Company.

No. 11, A.,

A bill to repeal section 2455 of the revised statutes,

Were indefinitely postponed.

M. C. No. 1, A.,

Memorial to congress for a resurvey of the proposed harbor at Kewaunee, Wisconsin,

Was ordered engrossed and read a third time.

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On motion of Mr. Carel,

The assembly adjourned till Tuesday morning at 10 o'clock.

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TUESDAY, January 21, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Maltby.

The roll was called, and the following members answered to their names:

Messrs. Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, De-Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRea, Melvin, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Potter, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vin-



cent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Adland, Allan, J., Brindley and Mills.

Leave of absence was granted to Messrs. Allan, J., and Brindley.

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### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Raesser:

Mem. No. 3, A.,

A petition from R. Gunion, E. Weke, and other citizens of Milwaukee, for the purpose of abolishing prison labor, and employing them to the improvement of public highways in the interior of the state, and in reclaiming the swamp lands, or other employment not conflicting with free labor.

To committee on Charitable and Penal Institutions.

By Mr. Widule:

Mem. No. 4, A.,

Petition of John Pritzliff and 215 other citizens of Milwaukee, praying to improve the present system of letting labor in the penal institutions of the state.

To committee on Charitable and Penal Institutions.

By Mr. J. C. Petersen:

Mem. No. 5, A.,

Petition by C. Fuhrburg and 64 others, relating to charitable, benevolent and fraternal societies and associations.

To committee on Charitable and Penal Institutions.

By Mr. J. C. Petersen:

Mem. No. 6, A.,

Petition by Sam. Ryan and 48 others, relating to charitable, benevolent and fraternal societies and associations.

To committee on Charitable and Penal Institutions.

By Mr. Fischer:

Mem. No. 7, A.,

Petition of St. Vincent's Foundling Asylum of Milwaukee.

To committee on Charitable and Penal Institutions.

By Mr. Gardiner:

Mem. No. 8, A.,

Petition from Rock county, to prevent the killing of birds.

To committee on State Affairs.

By Mr. Thomas:

Mem. No. 9, A.,

Memorial in favor of amendments to the constitution prohibiting traffic in intoxicating liquors.

To Select committee.

By Mr. Thomas:

Mem. No. 10, A.,

Memorial in favor of amendment to the constitution prohibiting traffic in intoxicating liquors.

To Select committee.

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### RESOLUTIONS CONSIDERED.

Res. No. 11, A.,

Providing revised statutes for Judiciary committee.

Adopted.

Res. No. 12, A.,

Providing copies of the revised statutes for Messrs. Carter and Blackstone, in place of copies confiscated by parties desiring knowledge of the law.

On motion of Mr. Fischer,

The resolution was amended so as to include Mr. Widule.

When it was adopted.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Widule:

No. 74, A.,

A bill relating to the salary, to the execution of a bond and to the collection of personal taxes of and by the chief of police of the city of Milwaukee, and amendatory of section 1 of chapter 16, and of sections 21 and 23 of chapter 18, of chapter 184 of the laws of 1874.

To Milwaukee Delegation.

By Mr. Melvin:

No. 75, A.,

A bill relating to elections, and amendatory of section 27 of chapter 5 of the revised statutes.

To committee on Privileges and Elections.

By Mr. Quarles:

No. 76, A.,

A bill to amend section 2424 of the revised statutes, and to provide for the terms of the circuit court in the first judicial circuit, and to provide for special terms therein.

To committee on Judiciary.

By Mr. Pulcifer:

No. 77, A.,

A bill to amend section 3774 of the revised statutes, relating to costs and fees.

To committee on Judiciary.

By Mr. Fitzgerald:

No. 78, A.,

A bill to legally protect the inmates of the insane asylums.

To committee on Charitable and Penal Institutions.

By Mr. Fitzgerald:

No. 79, A.,

A bill for the protection of personal liberty.

To committee on Charitable and Penal Institutions.

By Mr. Post:

No. 80, A.,

A bill to authorize G. E. More and E. G. More to build and maintain a dam across Little Wolf river, in Waupaca county, Wisconsin.

To committee on Roads and Bridges.

By Mr. Fischer:

No. 81, A.,

A bill to provide stationery for the use of the members of the legislature and to the chairman of each standing committee.

To committee on Legislative Expenditures.

By Mr. Keogh:

No. 82, A.,

A bill relating to the municipal court of Milwaukee county.

To Milwaukee Delegation.

By Mr. Fischer:

No. 83, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the south side sewerage district.

To Milwaukee Delegation.

By Mr. W. J. Vincent:

No. 84, A.,

A bill to provide for the payment of a sum of money to James Edwards.

To joint committee on Claims.

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## REPORTS OF COMMITTEES.

The committee on Judiciary have had under consideration the following bills, and instruct me to report them back with the recommendation that they do pass, to wit:

No. 23, A.,

A bill to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.

No. 17, A.,

A bill to legalize the acts of Thomas Blinkiron, of La Fayette county, Wisconsin, a justice of the peace.

No. 48, A.,

A bill to provide for special terms of the circuit court in the seventh judicial circuit.

Also, the following joint resolution, with the recommendation that it be referred to the committee on Assessment and Collection of Taxes, to wit:

Jt. Res. No. 3, A.

A joint resolution relative to amendment of the constitution, and relating to uniform taxes.

Also the following bills, with the recommendation that their consideration be indefinitely postponed, to wit:

No. 40, A.,

A bill limiting the rights of minors to redeem real estate sold for taxes.

No. 54, A.,

A bill to provide for biennial sessions of the legislature, and amendatory of section 99 of chapter 10 of the revised statutes of 1878.

W. E. CARTER,  
*Chairman.*

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Mr. Hutchinson moved that the assembly take a recess until 7:30 o'clock this evening.

Which motion was lost.

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On motion of Mr. Fleming,

The assembly adjourned till 2 o'clock, P. M.

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2 O'CLOCK P. M.

The speaker called the assembly to order.

Mr. Hutchinson moved that the assembly adjourn until 7:30 this evening.

The ayes and noes being called,

Those voting in the affirmative were:

Messrs. Ausman, Bailey, Barry, Barter, Blackstone, Bottum, Bradley, Bullock, Burdge, Cady, Clark, Coe, Cox, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mills, Mitchell, Nichols, Ostrander, Peter-

son, A., Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Simpson, Spence, Vincent, W. J., Wall, W., Washburn, Widule, Williams, Withee and Mr. Speaker Kelly — 57.

Those voting in the negative were:

Messrs. Bentley, Carel, Carey, Condit, F. T., Condit, J. D., Davison, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Geise, Gray, Greening, Keogh, Mason, Muckerheide, Muldowney, Murphy, O'Flaherty, Petersen, J. C., Post, Reynolds, Ringle, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C., Webster and Zander — 35.

Absent or not voting:

Messrs. Adland, Allan, J. Allen, A. C., Brindley, Carter, Lewis, Potter and Thomas — 8.

And the motion was carried, and the assembly adjourned till 7:30 P. M.

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7:30 O'CLOCK P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Elliuwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Muldowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent:

Messrs. Adland, Blackstone, Coe, Hemschemeyer, Potter and Pulcifer.

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## RESOLUTIONS INTRODUCED.

By Mr. Sanderson:

Jt. Res. No. 8, A.,

*Resolved by the assembly, the senate concurring,* That the senate and assembly will meet in joint convention, on Wednesday,

5 — A. J.

January 22, at 12 M., in the assembly chamber, for the purpose of reading the Journal of each house relating to the vote this day taken for United States senator for the term of six years, from the 4th day of March next, in place of Hon. Timothy O. Howe, whose term of office expires on that day.

Which being a privileged resolution,

Was taken up for consideration and adopted.

Mr. Sanderson moved, that the assembly in conformity with the law of congress on the subject, do now proceed to the election of United States senator, to succeed the Hon. Timothy O. Howe, whose term of office expires on the 4th day of March next.

Which motion was carried.

The roll being called the following gentlemen voted for Hon. E. W. Keyes:

Messrs. Bailey, Barry, Blackstone, Bullock, Cady, Ellinwood, Gilbert, Hemmi, Hutchinson, La Due, Lewis, McDill, Melvin, Mitchell, Ostrander, Peterson, A. Thomas and Vincent, W. J.—18.

The following gentlemen voted for Hon. Matt. H. Carpenter:

Messrs. Allan, J., Allen, A. C., Ausman, Barter, Eastman, Field, Fischer, Gardiner, Hart, Haugen, Hill, Johnson, Lovejoy, McRae, Raesser, Sarnow, Simpson, Spence, Washburn and Widule—20.

The following gentlemen voted for Hon. Timothy O. Howe:

Messrs. Bottum, Bradley, Burge, Clark, Coe, Eckhardt, Hemschmeyer, Ingram, Markham, Mason, Masse, Mills, Nichols, Pulcifer, Quarles, Wall, W., Webster, Williams, Withee and Mr. Speaker—20.

The following gentlemen voted for Hon. E. G. Ryan:

Messrs. Bentley, Carel, Carey, Davidson, Fleming, Flinn, Frank, Geise, Keogh, Muckerheide, Murphy, O'Flaherty, Post, Ringle, Root, Spiering, Steffen, Theisen, Thelen, Wall, E. C., and Zander—21.

The following gentlemen voted for Hon. Gabriel Bouck:

Messrs. Condit, F. T., Condit, J. D., Ford, Frost, Gray, Greening, Mullowney, Petersen, J. C., Reynolds, Scanlon and Vincent, G. R.—11.

The following gentlemen voted for Hon. Horace Rublee:

Messrs. Cox, DeGross and Dewing — 3.

The following gentlemen voted for Hon. James T. Lewis:

Messrs. Gallett and Sanderson — 2.

Mr. Brindley voted for Hon. Philetus Sawyer.

Mr. Carter voted for Hon. C. C. Washburn.

Mr. Fitzgerald voted for Hon. F. W. Horn.

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On motion of Mr. Hutchinson,  
The assembly adjourned.

WEDNESDAY, JANUARY 22, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Maltby.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Potter, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent. W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Adland, Allen, A. C., and Condit, J. D.

Leave of absence was granted to

Mr. Melvin until Friday morning, Mr. Clark until Tuesday evening, and to Mr. Carel until Monday evening.

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#### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Ingram:

Mem. No. 11, A.,

Petition of P. S. Peabody and 92 others, relating to charitable, benevolent and fraternal societies and associations.

To committee on Charitable and Penal Institutions.

By Mr. Barter:

Mem. No. 12, A.,

Of the Grand Army of the Republic.

To committee on Militia.

By Mr. W. J. Vincent:

Mem. No. 13, A.,

Of the board of supervisors of Polk county, to amend chapter 22, general laws of 1859, and to repeal chapter 55, laws of 1876.

To committee on Judiciary.

## RESOLUTIONS INTRODUCED.

By Mr. Barter:

Res. No. 13, A.,

*Resolved*, That the sergeant-at-arms be instructed to take charge of all the statutes on the members' desks for the purpose of their safe keeping, on every recess or adjournment of the assembly, and restore them to the desks at the time of meeting of every subsequent session of the assembly.

Adopted.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Raesser:

No. 85, A.,

A bill to amend section 19, of chapter 144, entitled an act to amend chapter 184 of the laws of 1874, entitled, 'an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereto. To Milwaukee Delegation.

By Mr. Post:

No. 86, A.,

A bill to authorize the commissioner of the public lands to loan a portion of the trust funds of the state, to the city of Waupaca and the town of Waupaca, Wisconsin.

To committee on State Affairs.

By Mr. Wm. Wall:

No. 87, A.,

A bill relating to the circuit court of Winnebago county.  
To committee on Judiciary.

By Mr. Ringle:

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

To committee on State Affairs.

By Mr. Pulcifer:

No. 89, A.,

A bill to amend section 1436 of chapter 58 of the revised statutes, entitled of medical societies.

To committee on Medical Societies.



## REPORT OF COMMITTEE ON ENROLLED BILLS.

The committee on Enrolled Bills respectfully report that they have compared carefully the following bill with the original, and find the same correctly enrolled:

No. 12, A.,

A bill to legalize the action therein set forth of the board of supervisors of the town of Arena, in the county of Iowa.

JOHN W. BLACKSTONE,  
*Chairman.*

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred in  
Jt. Res. No. 8, A.,  
For joint convention for the election of United States senator.

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On motion of Mr. Spence,  
The assembly took a recess till 11:45 A. M.

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11:45 A. M.

The speaker called the assembly to order.

On motion of Mr. Sanderson,

The chief clerk was directed to inform the senate that the assembly is now ready to receive them in joint convention. Soon thereafter the sergeant-at-arms announced the honorable, the lieutenant-governor and the senate of the state of Wisconsin, who were duly received and took their seats in

## JOINT CONVENTION.

The president of the senate called the joint convention to order, and announced that the object of the joint convention was to compare the record of the two houses in the matter of the elections had by them respectively, for a United States senator to represent the state of Wisconsin in the congress of the United States for the

six years following the fourth day of March next, in place of Timothy O. Howe, whose term of office expires at that time.

The chief clerk of the senate then read from the Senate Journal as follows:

7:30 O'CLOCK, P. M.

The senate was called to order by the president.

On motion of Senator Price, the senate proceeded to the election of a United State senator to succeed the Hon. Timothy O. Howe, whose term of office expires on the fourth day of March next.

The roll of senators being called, each senator present, by a "viva voce" vote, named one person for senator of the United States, and said votes and the names of the persons voted for are now here entered upon the Senate Journal as follows:

Those voting for Hon. Elisha W. Keyes were:

Senators Bailey, Burrows, Campbell, Kellogg, McFetridge, Price, Reynolds, Sacket, Scott, Treat and Welch.

Those voting for Hon. Edward G. Ryan were

Senators Anderson, Haben, Hudd, Morgan, Paul, Rankin, Richmond and Wolf.

Those voting for Hon. Matthew H. Carpenter were

Senators Andrews, Chipman, Hyde, Loper, Richardson and Van Schaick.

Those voting for Hon. Timothy O. Howe were

Senators Grimmer, Houghton, Swain and Van Steenwyk.

Senator Hathaway voted for Hon. Cadwallader C. Washburn.

Senator Dering voted for Hon. James T. Lewis.

Whereby it appears that Hon. Elisha W. Keyes received eleven votes.

Hon. Edward G. Ryan received eight votes.

Hon. Matthew H. Carpenter received six votes.

Hon. Timothy O. Howe received four votes.

Hon. Cadwallader C. Washburn received one vote.

Hon. James T. Lewis received one vote.

The chief clerk of the assembly then read from the assembly journal as follows:

7:30 O'CLOCK P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle,

Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent: Messrs. Adland, Blackstone, Coe, Hemschemeyer, Potter and Pulcifer.

### RESOLUTIONS INTRODUCED.

By Mr. Sanderson:

Jt. Res. No. 8, A.

*Resolved by the assembly, the senate concurring,* That the senate and assembly will meet in joint convention on Wednesday, January 22, at 12 M., in the assembly chamber, for the purpose of reading the Journal of each house relating to the vote this day taken for United States senator for the term of six years, from the 4th day of March next, in place of Hon. Timothy O. Howe, whose term of office expires on that day.

Which being a privileged resolution,

Was taken up for consideration and adopted.

Mr. Sanderson moved that the assembly, in conformity with the law of congress on the subject, do now proceed to the election of United States senator, to succeed the Hon. Timothy O. Howe, whose term of office expires on the 4th day of March next.

Which motion was carried.

The roll being called the following gentlemen voted for Hon. E. W. Keyes:

Messrs. Bailey, Barry, Blackstone, Bullock, Cady, Ellinwood, Gilbert, Hemmi, Hutchinson, La Due, Lewis, McDill, Melvin, Mitchell, Ostrander, Peterson, A., Thomas and Vincent, W. J.—18.

The following gentlemen voted for Hon. Matt. H. Carpenter:

Messrs. Allan, J., Allen, A. C., Ausman, Barter, Eastman, Field, Fischer, Gardiner, Hart, Haugen, Hill, Johnson, Lovejoy, McRae, Raesser, Sarnow, Simpson, Spence, Washburn and Widule—20.

The following gentlemen voted for Hon. Timothy O. Howe:

Messrs. Bottum, Bradley, Burdge, Clark, Coe, Eckhardt, Hemschemeyer, Ingram, Markham, Mason, Masse, Mills, Nichols, Pulcifer, Quarles, Wall, W., Webster, Williams, Withee and Mr. Speaker—20.

The following gentlemen voted for Hon. E. G. Ryan:

Messrs. Bentley, Carel, Carey, Davison, Fleming, Flinn, Frank, Geise, Keogh, Muckerheide, Murphy, O'Flaherty, Post, Ringle, Root, Spiering, Steffen, Theisen, Thelen, Wall, E. C., and Zander—21.

The following gentlemen voted for Hon. Gabriel Bouck:

Messrs. Condit, F. T., Condit, J. D., Ford, Frost, Gray, Greening, Mullowney, Petersen, J. C., Reynolds, Scanlon and Vincent, G. R.—11.

The following gentlemen voted for Hon. Horace Rublee:

Messrs. Cox, DeGroff and Dewing—3.

The following gentlemen voted for Hon. James T. Lewis:

Messrs. Gallett and Sanderson—2.

Mr. Brindley voted for Hon. Philetus Sawyer.

Mr. Carter voted for Hon. C. C. Washburn.

Mr. Fitzgerald voted for Hon. F. W. Horn.

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It appearing from the reading of the Journals that no person having a majority of the votes cast for United States senator, the president announced that the convention would now proceed to elect a United States senator.

The chief clerk of the senate called the roll of the senate.

The following senators voted for Hon. Matthew H. Carpenter:

Senators Andrews, Bailey, Burrows, Campbell, Chipman, Dering, Grimmer, Hathaway, Houghton, Hyde, Kellogg, Loper, McFetridge, Price, Reynolds, Richardson, Sacket, Scott, Swain, Treat and Van Schaick—21.

The following senators voted for Hon. E. G. Ryan:

Senators Anderson, Hudd, Morgan, Rankin, Richmond and Wolf—6.

The following senators voted for Hon. Gabriel Bouck:

Senators Haben and Paul—2.

Absent or not voting,

Senator Rice, Van Steenwyk and Welsh—3.

The chief clerk of the assembly called the roll of the assembly.

[ The following gentlemen voted for Hon. Matthew H. Carpenter:

Messrs. Allen, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Blackstone, Bottum, Brindley, Bullock, Burdge, Cady, Carter, Clark, Coe, Cox, DeGroof, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fisher, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Nichols, Ostrander, Peterson, A. Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Simpson, Spence, Thomas, Vincent, W. J., Wall, W., Washburn, Webster, Widule, Withee and Mr. Speaker—63.

The following gentlemen voted for Hon. E. G. Ryan:

Messrs. Bentley, Carel, Carey, Davison, Fitzgerald, Fleming, Flinn, Frank, Geise, Keogh, Muckerheide, Mullowney, Murphy, O'Flaherty, Post, Ringle, Root, Spiering, Theisen, Thelen, Wall, E. C., and Zander—22.

The following gentlemen voted for Hon. Gabriel Bouck:

Messrs. Condit, F. T., Ford, Frost, Gray, Greening, Petersen, J. C., Potter, Reynolds, Scanlon, Steffen and Vincent, G. R.—11.

Absent or not voting,

Messrs. Adland, Bradley, Condit, J. D., and Williams—4.

The whole number of votes cast was one hundred and twenty-five.

Of which number

Hon. Matthew H. Carpenter received eighty-four.

Hon. E. G. Ryan received twenty-eight.

Hon. Gabriel Bouck received thirteen.

Hon Matthew H. Carpenter having received a majority of all the votes cast, the president declared him duly elected United States senator for six years from the 4th day of March next.

Senator Bailey moved that a committee of five, two from the senate and three from the assembly, be appointed by the president of the joint convention to inform Mr. Carpenter of his election and request him to address the convention.

Which motion prevailed.

And the president appointed as such committee Senators Bailey and Burrows and Messrs. Kelly, Field and Coe.

Who performed the duty assigned them, and returned with Mr. Carpenter, who was introduced by the president.

Mr. Carpenter said:

*Mr. Lieutenant Governor, Mr. Speaker and Gentlemen of the Legislature:*

I thank you from the bottom of my heart for the high honor you have conferred on me. This is not the time or the occasion for making a speech, and, indeed, I am in no condition to make one. My heart is full of gratitude to the legislature of Wisconsin for this honor; following, as it does, upon some unfortunate circumstances in my past history, I appreciate it all the more. And I thank you all the more sincerely.

In this country we are divided into political parties, and everybody knows that I am a republican. Everybody knows that I shall act with the republican party, in all its measures; in defending its principles to the utmost of my ability. At the same time, as a republican, and acting in the harness of that party, it will be my pleasure and my pride to do everything in my power to promote the interests of all the people of Wisconsin as faithfully as I can, in the United States senate.

In this opening of the year, the circumstances of the country are most propitious. The last remains of the war have been obliterated. We have resumed specie payments. We are paying our debts in honest money. We are determined, as a whole people, to preserve the good faith and credit of the nation, in the faithful and honest discharge of its obligations. The effect of this resumption has been most fortunate; it has produced what is called an inflation of prices; it has started business already, and we may look forward in good hope to a return of what we call good times.

I will not detain you, gentlemen, with further remarks on this occasion. Again let me say, I thank you from the bottom of my heart. And accepting this trust from the legislature of Wisconsin, I shall be willing to lay it down at any time when the legislature of Wisconsin say I have forfeited or disregarded the trust.

Hon. Elisha W. Keyes being called upon by the joint convention, addressed them and warmly ratified their action. He said:

*Mr. President and Gentlemen of the Joint Convention:*

I thank you for this call. There is no occasion here for me to occupy your time in making a speech. It is enough for me to say that I ratify what you have done.

Hon. E. G. Ryan being called upon by the joint convention, appeared and expressed his thanks to the convention for his candidacy. He said:

*Mr. Chairman:*

My friend, Mr. Carpenter and my friend Mr. Keyes were living actors in the scene that has just been gone through with. I was only a figure-head and I cannot say as Mr. Keyes has just said, that I ratify this whole thing. For I foresaw yesterday morning and a little before that, that Judge Howe and Mr. Keyes and Mr. Carpenter were going to enter into a confederacy to defeat me. I, however, thank the whole of this joint convention who voted for me or who did not vote for me, for the position which you have given me, as an opponent of so distinguished a gentleman.

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The objects of the joint convention having been accomplished, the president declared the joint convention dissolved, and the senators returned to their chamber.

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The speaker called the assembly to order.

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On motion of Mr. Spence,  
The assembly adjourned.

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THURSDAY, JANUARY 23, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Maltby.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter, Bentley, Blackstone, Bottum, Bradley, Bullock, Burdge, Cady, Carey, Carter, Coe, Condit, F. T., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse,

McDill, McRae, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Adland, Barry, Brindley, Condit, J. D., and Field.

Absent with leave — Messrs. Carel, Clark and Melvin.

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### LEAVES OF ABSENCE

Were granted to

Messrs. Field, Barry, Fischer, Raesser, Widule, La Due, Cox, Brindley, Simpson, Allen, A. C., Hart, Barter, De Groff, Wall, E. C., Washburn, Keogh, Post, Gray, O'Flaherty and Hemschemeyer, Till Monday evening.

And to

Messrs. Withee, Eckhardt and Scanlon  
Till Tuesday morning.

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### RESOLUTIONS INTRODUCED.

By Mr. Hutchinson:

Jt. Res. No. 9, A.,

*Resolved by the assembly, the senate concurring,* That when the two houses adjourn to-day it shall be to Monday evening at half-past seven o'clock.

On motion of Mr. DeGroff,

All rules interfering with the immediate consideration of the resolution were suspended.

On motion of Mr. Carter,

The ayes and noes were ordered, when the resolution was lost by the following vote:

Ayes:

Messrs. Allen, A. C., Burdge, DeGroff, Dewing, Eastman, Fischer, Flinn, Gray, Hart, Hemschemeyer, Hutchinson, Keogh, Masse, Mullowney, O'Flaherty, Potter, Pulcifer, Raesser, Sarnow, Scanlon, Steffen, Wall, E. C., Washburn, Webster, Withee and Mr. Speaker Kelly — 26.

Nays:

Messrs. Allen, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Cady, Carel, Carey, Carter, Coe, Condit, F. T., Condit, J. D., Cox, Davison, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Greening, Haugen, Hemmi, Hill, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Mason,

McDill, McRae, Mills, Mitchell, Muckerheide, Murphy, Nichols, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Reynolds, Ringle, Root, Sanderson, Simpson, Spence, Spiering, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Widule, Williams and Zander — 65.

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### BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Barter:

No. 90, A.,

A bill to appropriate to the county of Green Lake a certain sum of money therein named.

To committee on Claims.

By Mr. F. T. Condit:

No. 91, A.,

A bill to provide for a stay of execution on judgments rendered in the circuit courts of this state.

To committee on Judiciary.

By Mr. Carey:

No. 92, A.,

A bill to legalize the official acts of Gottfried Breuer, a town treasurer of the town of Eaton, Manitowoc county.

To committee on Judiciary.

By Mr. G. R. Vincent,:

No. 93, A.,

A bill to appropriate a sum of money therein named to the Eastern Monroe County Agricultural society.

To committee on Claims.

By Mr. Scanlon:

No. 94, A.,

A bill to legalize the official acts of Michael Gorman, a justice of the peace.

To committee on Judiciary.

By Mr. Dewing:

No. 95, A.,

A bill relating to election returns and amendatory of section 44 fo chapter 5 of the revised statutes of 1878.

To committee on Privileges and Elections.

By Mr. Frost:

No. 96, A.,

A bill to legalize the action therein named, of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts.

To committee on Judiciary.



By Mr. Masse:

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

To committee on State Affairs.

By Mr. Scanlon:

No. 98, A.,

A bill to provide for the laying out of a state road in the counties of Waupaca, Shawano and Oconto.

To committee on Roads and Bridges.

By Mr. Ringle:

No. 99, A.,

A bill relating to the taxation of dogs, and amendatory of section 1623 of the revised statutes.

To committee on State Affairs.

By Mr. Spiering:

No. 100, A.,

A bill to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

To committee on Judiciary.

By Mr. Carter:

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans' Home.

To joint committee on Claims.

By Mr. Ingram:

No. 102, A.,

A bill to repeal sections 1636, 1637, 1638 and 1630 of the revised statutes, entitled of dogs and wild animals.

To committee on State Affairs.

By Mr. Pulcifer:

No. 103, A.,

A bill to appropriate a certain sum of money therein named to I. C. Sloan.

To committee on Claims.

By Mr. La Due:

No. 104, A.,

A bill to provide for the payment of a sum of money to Joseph B. Lovelace.

To committee on Claims.

By Mr. DeGroff:

No. 105, A.,

A bill to amend chapter 71, laws of 1875, entitled an act granting to S. D. Van Garder and his associates the right to establish and maintain a ferry across the Mississippi river, in the county of Buffalo, opposite the city of Winona, in the state of Minnesota.

To Buffalo and Trempealeau county delegations.

By Mr. Hutchinson:

No. 106, A.,

A bill to authorize Wilbur M. Speer, a minor, to sell and convey real and personal property, and make all other contracts as of full age.

To committee on Judiciary.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 62, A.,

A bill to amend section 1548 of chapter 66 of the revised statutes,

Instruct me to report it back with the recommendation that it do pass.

Also the following bills, with the recommendation that their consideration be indefinitely postponed, to wit:

No. 25, A.,

A bill to amend chapter 59, section 1440, revised statutes of 1878, of cemeteries.

No. 55, A.,

A bill to define the crime of vagabondage, and to provide for the punishment thereof.

No. 56, A.,

A bill to secure fair trials in criminal cases in Milwaukee county.

No. 60, A.,

A bill to repeal sections 1623, 1624 and 1625, chapter 72, revised statutes of 1878.

No. 64, A.,

A bill to amend chapter 48, section 1060, of the revised statutes.

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The committee on Legislative Expenditures, to whom was referred

No. 35, A.,

A bill to repeal sections 113, 114, 115, 116, 117, 119, 120 and 121 of chapter 10 of the revised statutes of 1878, relating to the furnishing of stationery, postage stamps, newspapers and the so-called Blue Book to members of the legislature and others mentioned in the said sections.

No. 81, A.,

A bill to provide stationery for the use of the members of the legislature and to the chairman of each standing committee.

Have had them under consideration, and instructed me to report them back with a recommendation that they be indefinitely postponed.

J. G. INGRAM,  
*Chairman.*

The committee on Incorporations, to whom was referred  
No. 22, A.,

A bill to repeal sections 14 to 23, inclusive, of chapter 160 of the laws of 1877, entitled an act to amend the city charter of the city of Fond du Lac, and to repeal sections 12 to 15 of chapter 5 of chapter 59 of the private and local laws of 1868, chapter 474 of the private and local laws for the year 1871, and acts amendatory thereof.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

A. E. GILBERT,  
*Chairman.*

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The committee on State Affairs, to whom was referred  
No. 1, A.,

A bill to authorize the county of Shawano to borrow money.

Respectfully report the same back to the house, with amendments, and recommend its passage when so amended.

No. 4, A.,

A bill to authorize the county of Barron to borrow money.

And report the same back with substitute, and recommend that the substitute be adopted and the bill passed.

E. D. COE,  
*Chairman.*

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#### REPORT OF SPECIAL COMMITTEE.

The Special committee to whom was referred so much of the governor's message as relates to the homeless children of the state and the offer of ex-Gov. Washburn of his Edgewood residence for some suitable public charity, beg leave to report:

That they addressed a communication to Gov. Washburn upon this subject, soliciting his views; and also visited and examined this property with reference to its adaptability to this purpose, and we cordially commend it to the favorable consideration of the legislature, in view of its intrinsic merit and in appreciation of the generous offer.

The committee submit herewith the communication of Gov. Washburn, and ask leave to submit a suitable bill hereafter.

B. E. HUTCHINSON,  
H. F. C. NICHOLS,  
GEO. L. FROST,  
*Special Committee.*

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EDGEWOOD, January 23, 1879.

HON. B. E. HUTCHINSON, H. F. C. NICHOLS, GEO. L. FROST, *Special Committee*:

GENTLEMEN: Your letter transmitting an extract from Gov. Smith's late message in regard to the disposition of this place has been received. At the time I offered it to the state for an industrial school for girls, I was not aware that several benevolent ladies of Milwaukee had already made a move in the same direction, and the subsequent appropriation by the last legislature for such an institution at Milwaukee, would seem to render nothing further necessary in that direction. The joint resolution of that legislature accepting of Edgewood, contemplated its application, with my approval, to some different use from that indicated by me. I have accordingly had my attention directed to other objects, to which it could be applied with benefit.

The object which has struck me with the greatest force, is the one named by Gov. Smith, and he was made acquainted with the fact that such disposition would be entirely acceptable to me. The state of Michigan established by law in 1871, at Coldwater in that state, a "State Public School." Several of the reports of that institution are before me. I quote an extract from the report of 1876, which will explain somewhat the object of the school: "It is not a reform school. It is a preventive rather than a reformatory institution. Bad children have and will come to this institution who it is hoped will be reformed, but they have no right there simply because they are bad.

There is no law authorizing magistrates to send children to this school, charged with crime. \* \* \* It is not an orphan asylum. Every dependent and neglected child in the state of sound body and mind, who has not committed crime, whether orphan or not, of whatever nationality or color, is admissible to its privileges. \* \* What, then, is the grand underlying idea of this institution? It was designed, as its name implies, to be a school where children shall be trained mentally and morally for good citizenship—to be producing instead of consuming—to become honest, law-abiding citizens, instead of pests to society." I refer you to these reports, also to an address of Lyman P. Allen, Sup't of this school, delivered before the Board of Public Charities, state of Penn., at Pittsburgh, 1878, which may be found in the hands of the secretary of the Board of Public Charities of Wisconsin.

I will here add, that I have met and conferred with the present governor of Michigan on this subject, and learned from him that the Coldwater school was regarded as a great success, and was a source of pride to the people of that enlightened state.

This question of the ultimate influence of neglected childhood upon society, is too appalling for me to enter upon in this communication, but it is one worthy of the most profound thought of statesmen and philanthropists. The country is overrun with vagrants and tramps, and the progress of crime is well calculated to arouse public attention. In 1872, our state prison contained 202 inmates.

In 1873, the number had fallen to 186. To-day it is nearly double that number.

Where do these vagrants, tramps, and state prison recruits come from? Certainly not from the ranks of those who in early life were taught habits of industry, frugality, good morals, and to always hope for something higher and better. Could the true history of all our criminals be ascertained, I doubt not that over seventy-five per cent. of all the crimes committed would be traced to neglected childhood. There are many valuable statistics in this regard as applicable to other countries, but they will apply equally well to our own. The prevention of crime is the first consideration. When the commonwealth shall have done all that is possible in that direction I am satisfied that there will be far less need of prisons than now.

On the ground of economy, I know that there will be many objections urged to such a school. Such objection is, at all times, entitled to great weight, and especially now, but no such objection can stand before an enlightened consideration of the subject. Little thought is given to the enormous and never ending expenses attendant upon the administration of our criminal laws — courts, sheriffs, constables, police officers, jurors, jails and prisons. If all these expenses in the different counties of the state could be tabulated and aggregated, the amount would be startling, and would cause to appear totally insignificant the small sum necessary to be expended in the prevention or diminution of so much evil.

Believing that such a school may be of unmeasured benefit to the unfortunate, friendless and dependent children of the state, I will cheerfully assent to its diversion from the use first intended.

Very respectfully yours,

C. C. WASHBURN.

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On motion of Mr. Spence, the rules were suspended, and  
No. 22, A.,

A bill to repeal sections 14 to 23, inclusive, of chapter 160 of the laws of 1877, entitled an act to amend the city charter of the city of Fond du Lac, and to repeal sections 12 to 15 of chapter 5 of chapter 59 of the private and local laws of 1868, chapter 474 of the private and local laws for the year 1871, and acts amendatory thereof,

Was read a third time and passed.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred in  
Jt. Res. No. 7, A.,

Appointing a committee of five to inquire into the expediency of

6—A. J

building and maintaining gas works for the use of the state capitol building.

And have appointed as such committee on the part of the senate, Senators Andrews and Richmond.

And have passed, and asks the concurrence of the assembly in,  
No. 5, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Mineral Point, Iowa county,

And

No. 6, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Mineral Point, Iowa county,

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On motion of Mr. Carter,  
The rules were suspended.

No. 5, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Mineral Point, in Iowa county,

No. 6, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Mineral Point, in Iowa county.

Were read a third time, and concurred in.

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On motion of Mr. Carter,  
The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Carter in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration; and asks leave to set again.

Leave granted.

No. 17, A.,

A bill to legalize the acts of Thomas Blinkiron, of La Fayette county, Wisconsin, a justice of the peace.

No. 23, A.,

A bill to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.

No. 40, A.,

A bill limiting the rights of minors to redeem real estate sold for taxes.

No. 48, A.,

A bill to provide for special terms of the circuit court in the 7th judicial circuit.

No. 54, A.,

A bill to provide for biennial sessions of the legislature, and amendatory of section 99 of chapter 10 of the revised statutes of 1878.

Without amendment.

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#### BILLS REPORTED BY COMMITTEE OF THE WHOLE CONSIDERED.

No. 17, A.,

A bill to legalize the acts of Thomas Blinkiron, of La Fayette county, Wisconsin, a justice of the peace.

No. 23, A.,

A bill to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.

No. 48, A.,

A bill to provide for special terms of the circuit court in the seventh judicial circuit.

Were ordered engrossed and read a third time.

No. 40, A.,

A bill limiting the rights of minors to redeem real estate for taxes.

Recommitted to committee on Judiciary.

No. 54, A.,

A bill to provide for biennial sessions of the legislature, and amendatory of section 99 of chapter 10 of the revised statutes of 1878.

Was indefinitely postponed.

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On motion of Mr. Root,

The assembly adjourned.

FRIDAY, JANUARY 24, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Maltby.

The roll was called, and the following members answered to their names:

Messrs. Ausman, Bailey, Bentley, Bradley, Bullock, Burdge, Cady, Carey, Coe, Condit, F. T., Condit, J. D., Davison, Dewing, Eastman, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Gilbert, Greening, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, Jstrander, Petersen, J. C., Peterson, A., Pulcifer, Reynolds, Ringle, Sanderson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas Vincent, G. R., Vincent, W. J., Wall, W., Webster, Williams, Zander and Mr. Speaker.

Absent — Messrs. Adland, Allan, J., Blackstone, Bottum, Carter, Geise, Lewis, Masse, Mills, Potter, Quarles, Raesser, Root and Sarnow.

Absent with leave:

Messrs. Field, Barry, Fischer, Widule, La Due, Cox, Brindley, Simpson, Allen, A. C., Hart, Barter, De Groff, Wall, E. C., Washburn, Keogh, Post, Gray, O'Flaherty, Hemschemeyer, Withee, Eckhardt, Scanlon, Carel, Clark.

Leaves of absence were granted to

Messrs. Quarles, Geise, Steffen and Petersen, J. C., till Monday evening, and to Messrs. Ingram, Allan, J., and Peterson, A., till Tuesday morning.

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Mr. Bentley moved that when the assembly adjourn it be to Monday evening, at 7:30.

The motion prevailed.

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## COMMUNICATION.

*To the legislature of the state of Wisconsin:*

I would respectfully report to your honorable bodies that the amount of logs scaled and timber and sawed lumber measured and estimated in lumber district No. 10 of the state of Wisconsin, for the year ending December 31, 1878, to be as follows:



Number of feet, board measure, of logs scaled.....	4,685,671
Number of feet, board measure, of lumber measured and estimated, .....	2,972,958
Total.....	<u>7,658,629</u>

Respectfully submitted,

H. L. WHEELER,

*Lumber Inspector Dist. No. 10, Wis.*

WAUSAU, Wis., Jan. 17, 1879.

## LETTERS, PETITIONS, MEMORIALS Etc.

Presented and referred.

By Mr. Ostrander:

Mem. No. 14, A.,

Petition of S. C. Burnham and eighty-six others, for change in law in relation to insurance of charitable societies.

To committee on Charitable and Penal Institutions.

By Mr. G. R. Vincent:

Mem. No. 15, A.,

Petition by H. G. Beardsley and 240 others, relating to charitable benevolent and fraternal societies and associations.

To committee on Charitable and Penal Institutions.

By Mr. McRae:

Mem. No. 16, A.,

Petition of A. R. Barrows and others, asking for the passage of a law exempting benevolent secret societies from the operation of the insurance law.

To committee on Charitable and Penal Institutions.

By Mr. Coe:

Mem. No. 17, A.,

Petition by C. A. Pratt and one hundred other citizens of Walworth, relating to the repeal of laws taxing benevolent societies.

To committee on Charitable and Penal Institutions.

## RESOLUTIONS INTRODUCED.

By Mr. Williams:

Res. No. 14, A.,

*Resolved*, That the sergeant-at-arms be and hereby is required to leave the revised statutes upon the desks of the members, that they may be convenient for reference.

*Resolved*, That all resolutions conflicting with the provisions of the above be and hereby are rescinded.

Was indefinitely postponed.

## BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Ford:

No. 107, A.,

A bill relating to the civil rights of discharged convicts.

To committee on Judiciary.

By Mr. Flinn:

No. 108, A.,

A bill to amend an act to revise and amend an act, entitled an act in relation to public schools in the city of Watertown, approved March 15, 1856, and the several acts amendatory thereof; and to repeal chapter 140 of the laws of 1856, and all acts amendatory thereof, relating to the public schools of Watertown, approved March 15, 1856.

To committee on Education.

By Mr. Eastman:

No. 109, A.,

A bill to amend city charter of Plymouth.

To committee on Incorporations.

By Mr. Flinn:

No. 110, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1875.

To committee on Incorporations.

By Mr. Mallowney:

No. 111, A.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to joint school district No. 1, of Mauston, Lindina and Lemonwier, in Juneau county.

To committee on State Lands.

By Mr. Hill:

No. 112, A.,

A bill to amend section 1548, chapter 66, of the revised statutes, entitled of excise and the sale of intoxicating liquors.

To committee on Judiciary.

By Mr. McDill:

No. 113, A.,

A bill to amend sections 4 and 5, chapter 203, laws of Wisconsin of 1878, entitled an act to provide for laying out and establishing a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

To committee on Roads and Bridges.

By Mr. Webster:

No. 114, A.,

A bill to encourage the erection of sign boards.

To committee on Roads and Bridges.

By Mr. Reynolds:

No. 115, A.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money therein named, for the erection of additional wings, and for the purpose of increasing the capacity of said institution.

To committee on Charitable and Penal Institutions.

By Mr. McRae:

No. 116, A.,

A bill to improve the Soft Maple Creek, in the county of Chippewa, Wisconsin, and to grant to Mark Douglas, his heirs and assigns, certain powers and privileges therein named.

To committee on Incorporations.

By Mr. Hutchinson:

No. 117, A.,

A bill to provide for the erection of a fish hatching house in the city of Milwaukee.

To committee on State Affairs.

By Mr. Nichols:

No. 118, A.,

A bill to amend section 4276 of chapter 178 of the revised statutes, entitled of miscellaneous general provisions.

To committee on Judiciary.

By Mr. W. J. Vincent:

M. C. No. 2, A.,

Memorial in relation to harbor improvements.

To committee on Federal Relations.

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## REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills have had under consideration the following bills and memorial, and respectfully report them correctly engrossed:

M. C. No. 1, A.,

Memorial to congress for a resurvey of the proposed harbor at Kewaunee, Wis.

No. 5, A.,

A bill relating to the operations of the United States coast survey.

No. 6, A.,

A bill to authorize the committee appointed by the justices of the supreme court to revise rules of practice in the circuit and county courts, to employ a clerk.

No. 9, A.,

A bill to authorize the city of Racine to borrow money for the support of paupers.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Education, to whom was referred

No. 3, A.,

A bill to provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the disbursement of the free high school fund of 1878,

Have had the same under consideration, and report the same back with the recommendation that it do pass.

ELIHU BAILEY,  
*Chairman.*

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The committee on Agriculture, to whom was referred

No. 73, A.,

A bill regulating the use and improvement of stock,

Respectfully report the same back, and recommend that it do pass.

FRANKLIN MITCHELL,  
*Chairman.*

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The joint committee on Claims, to whom was referred

No. 84, A.,

A bill to provide for the payment of a certain sum of money to James Edwards,

Have had the same under consideration, and report it back with the recommendation that it do pass.

T. J. MILLS,  
*Chairman.*

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The committee on State Affairs, to whom was referred

Mem. No. 1, A.,

Petition of C. W. Lawton and others in relation to amending the constitution prohibiting the same to intoxicating liquors,

Report the same back to the house, and recommend that the same be referred to the special committee appointed on that subject. So referred.

E. D. COE,  
*Chairman.*

---

On motion of Mr. Spence,

The assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Bentley in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

**Mr. SPEAKER:**

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration; and asks leave to sit again.

Leave granted.

No. 3, A.,

A bill to provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the disbursement for the free high school fund of 1878.

No. 1, A.,

A bill to authorize the county of Shawano to borrow money.

No. 4, A.,

A bill to authorize the county of Barron to borrow money.

No. 81, A.,

A bill to provide stationery for the use of the members of the legislature and to the chairman of each standing committee.

No. 62, A.,

A bill to amend section 1548 of chapter 66 of the revised statutes.

No. 64, A.,

A bill to amend chapter 48, section 1060, of the revised statutes.

No. 60, A.,

A bill to repeal sections 1623, 1624 and 1625, chapter 72, revised statutes of 1878.

No. 35, A.,

A bill to repeal sections 113, 114, 115, 116, 117, 119, 120 and 121 of chapter 10 of the revised statutes of 1878, relating to the furnishing of stationery, postage stamps, newspapers and the so-called Blue Book to members of the legislature and others mentioned in the said sections.

No. 25, A.,

A bill to amend chapter 59, section 1440, revised statutes of 1878.

No. 55, A.,

A bill to define the crime of vagabondage, and to provide for the punishment thereof.

No. 73, A.,

A bill regulating the use and improvement of stock.

No. 84, A.,

A bill to provide for the payment of a sum of money to James Edwards.

No. 56, A.,

A bill to secure fair trials in criminal cases in Milwaukee county. Were reported back without amendment.

**BILLS REPORTED BY COMMITTEE OF THE WHOLE  
CONSIDERED.**

No. 56, A.,

A bill to secure fair trials in criminal cases in Milwaukee county.  
Was indefinitely postponed.

No. 73, A.,

A bill regulating the use and improvement of stock.

No. 84, A.,

A bill to provide for the payment of a sum of money to James Edwards.

Were ordered engrossed and read a third time.

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On motion of Mr. Fitzgerald,

The assembly adjourned till Monday evening at 7:30 o'clock.

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MONDAY, JANUARY 27, 1879,

7:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Condit, F. T., Condit, J. D., Davison, DeGroff, Dewing, Eastman, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hutchinson, Johnson, La Due, Lewis, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sarnow, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Wall, E. C., Wall, W., Washburn, Webster, Widule, Zander and Mr. Speaker Kelly.

Absent:

Messrs. Adland, Barry, Cox, Hill, Keogh, Masse, Mullowney, Petersen, J. C., Post, Potter, Sanderson, Vincent, G. R., Vincent, W. J., and Williams.

Absent with leave:

Messrs. Clark, Withee, Eckhardt, Scanlon, Ingram, Allan, J., and Peterson, A.

## LEAVES OF ABSENCE

Were granted to  
Messrs. Petersen, J. C., Coe, Ingram, Potter and Hill until Wednesday morning, and to Mr. Keogh until Tuesday evening.

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## LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Simpson:

Mem. No. 18, A.,

Petition of Wm. H. Lounsbury and seventy-seven others, against the letting of convict labor of the penal institutions of the state.

To committee on Judiciary.

By Mr. Brindley:

Mem. No. 19, A.,

Petition of M. Dewitt and 106 other voters, citizens of Boscobel and vicinity, praying for a constitutional amendment prohibiting traffic in intoxicating liquors.

To committee on Judiciary.

By Mr. Brindley:

Mem. No. 20, A.,

Petition of W. B. Phillips and sixty-six others, citizens of Mt. Hope, Grant county, praying for a constitutional amendment prohibiting traffic in intoxicating liquors.

To committee on Judiciary.

By Mr. J. D. Condit:

Mem. No. 21, A.,

Petition of C. W. McMillan, L. S. Fisher and 200 others, citizens of Sparta, for exemption of charitable associations, from operation of life insurance laws.

To committee on Charitable and Penal Institutions.

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## RESOLUTIONS INTRODUCED.

By Mr. Brindley:

Res. No. 15, A.,

*Resolved*, That the use of the assembly chamber be and the same is hereby granted to the State Agricultural and Horticultural Societies on Tuesday, Wednesday and Thursday evenings, February 4, 5 and 6, for addresses, reading of papers, discussions, etc.

Laid over.

By Mr. Spence:

Res. No. 16, A.,

*Resolved*, That the chief clerk of the assembly be and he hereby is instructed to prepare, and the sergeant-at-arms to distribute upon the desk of each member of this body before or immediately after the opening of each morning session, a calendar of the business of the day in appropriate order, pursuant to the rules of the assembly.

Which being a privileged resolution, was considered and adopted.

By Mr. Hutchinson:

Jt. Res. No. 10, A.,

*Resolved by the assembly, the senate concurring*, That the state of Wisconsin accepts the proposed donation by ex-Governor Washburn of his "Edgewood" residence, and dedicates the same to a state school for dependent or homeless children, and will provide for its use by appropriate legislation.

Laid over.

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### BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. E. C. Wall:

No. 119, A.,

A bill relating to fumigating grain, and amendatory of section 4606 of the revised statutes of 1878.

To committee on State Affairs.

By Mr. Melvin:

No. 120, A.,

A bill to legalize the organization of Mount Hope Cemetery Association of Brooklyn, Green county, and the acts of the trustees thereof.

To committee on Incorporations.

By Mr. Steffeu:

No. 121, A.,

A bill to appropriate to the county of Outagamie a certain sum of money therein named.

To joint committee on Claims.

By Mr. McDill:

No. 122, A.,

A bill to repeal chapter 238, of the private and local laws of 1878, entitled an act to authorize the town of Amherst to build a town hall.

To committee on Judiciary.

By Mr. Lovejoy:

No. 123, A.,

A bill to change the name of the military organization of the state of Wisconsin, and to amend chapter 34, revised statutes of 1878.

To committee on Militia.



By Mr. Pulcifer:

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

To committee on State Lands.

By Mr. Cady:

No. 125, A.,

A bill for the repeal of all laws authorizing counties to aid in the construction of railroads.

To committee on Railroads.

By Mr. Pulcifer:

No. 126, A.,

A bill to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

To committee on Roads and Bridges.

By Mr. Quarles:

No. 127, A.,

A bill relating to attachments, chattel mortgages, bills of sale and assignments.

To committee on Judiciary.

By Mr. Nichols:

No. 128, A.,

A bill to make abstracts of title to land *prima facie* evidence.

To committee on Judiciary.

By Mr. O'Flaherty:

No. 129, A.,

A bill to detach certain territory from the village of West Deperre, in Brown county, and to annex the same to the town of Lawrence, in said county.

To committee on Town and County Organization.

By Mr. Quarles:

No. 130, A.,

A bill to amend section 2982 of the revised statutes.

To committee on Judiciary.

By Mr. Ostrander:

No. 131, A.,

A bill relating to and amendatory of section 10 of chapter 10 of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

To committee on Town and County Organization.

By Mr. Ostrander:

No. 132, A.,

A bill to authorize the city of Jefferson to borrow money.

To committee on State Affairs.

By Mr. Ostrander:

No. 133, A.,

A bill relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

To committee on Town and County Organization.

By Mr. Field:

No. 134, A.,

A bill to enable the city of Racine to readjust its corporate debt.

To committee on Incorporations.

By Mr. Gallett:

No. 135, A.,

A bill requiring town, village, city and county clerks to keep cancellation books.

To committee on State Affairs.

By Mr. Blackstone:

No. 136, A.,

A bill to amend section 9 of chapter 115 of an act entitled an act to incorporate the village of Shullsburg.

To committee on Town and County Organization.

By Mr. Gallett:

No. 137, A.,

A bill giving the consent of the state of Wisconsin to the Northern Pacific Railway Company to build its road through this state.

To committee on Railroads.

By Mr. Frost:

No. 138, A.,

A bill to legalize the action of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts.

To committee on Judiciary.

By Mr. Nichols:

No. 139, A.,

A bill to extend the jurisdiction of the Yellow River Improvement Company.

To committee of one, Mr. Nichols.

By Mr. Carter:

No. 140, A.,

A bill to amend sections 490, 492, 493, 494, 496 of the revised statutes, relating to free high schools.

To committee on Judiciary.

## REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 76, A.,

A bill to amend section 2424 of the revised statutes, and to provide for the terms of the circuit court in the first judicial circuit, and to provide for special terms therein,

Report the same back with recommendation that it do pass.

Also the following bills, to wit:

No. 77, A.,

A bill to amend section 3774 of the revised statutes, relating to costs and fees.

And,

No. 68, A.,

A bill to amend section 4319 of the revised statutes, relating to persons confined in jail on civil process,

Report the same back, with the recommendation that their consideration be severally indefinitely postponed.

No. 49, A.,

A bill to amend subdivision six of section 2982 of the revised statutes,

Report it back, with the recommendation that its consideration be indefinitely postponed; Mr. Mills dissenting.

W. E. CARTER,

*Chairman.*

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Mr. Mills, of the Judiciary committee, submitted a minority report on

No. 49, A.,

A bill to amend subdivision 6, section 2982, of the revised statutes of 1878.

A majority of this committee oppose the proposed amendment *at present*, but as the undersigned understands them, they would approve the amendment as an original proposition. They seem to think that even an obvious and glaring imperfection, if it once enters the pages of this sacred book, should not be removed or even exposed to view. The undersigned has as much respect for this justly admired specimen of legal architecture as any member of this legislature. He regrets as much as any one that three sages of the law, first appointed in 1875, after three years' labor and elaborating 5,000 sections, should have so signally failed in satisfying the seven learned men appointed by the legislature of 1878 to revise the work of the revisers. The latter committee amended the former committee with an unsparing hand, tabooed their work in one hundred and fifty-five places, altering on an average one section out of every thirty-three, thus robbing their predecessors of the prestige of perfection, and leaving the present legislature in doubt as the impecability of both these committees. The writer

of this report, by no means, would favor a change in any law not demanded by justice or expediency, but he does not believe that this legislature should treat the well bound volume of 1878 as a piece of fancy work, deposited in a glass cage, to be gazed at and admired, but not handled, opened and examined. If two committees of gentlemen, learned in the law, can enact a code better adapted to our condition as a state and people than a legislature in which all agreeing and opposing interests and theories and experiences are represented, we ought at once to adjourn. If all the present and future are provided for in the code of 1878, why should we keep up the farce of legislation any longer?

The undersigned is of opinion that if the revision ought to be amended in any particular, now is the best time, and the legislature the proper body to enact these amendments before legalized or any became rooted and grounded in our laws. Certainly no committee in this legislature, can justify itself in admitting a serious and mischievous imperfection has crept into our revision, and then refuse to expurgate it because it has got there. No idolatry or reverence for this long labored, long expected and costly revision should prevent this legislature from treating any proposed amendment as its merits deserve.

Subdivision 6 of section 2982, if amended as proposed by this bill will read as follows; showing property exempt from execution: "Two cows, ten swine, one yoke of foxen and one horse or mule, or in lieu of one yoke of oxen and a horse or mule, a span of horses or a span of mules; and a colt or colts shall be exempt as though they were full-grown horses or mules; ten sheep, and the wool from the same, either in the raw material or manufactured into yarn or cloth."

No more of the subdivision need be quoted to show the purpose of the amendment, which adds the words "and a colt or colts shall be exempt, as though they were full-grown horses or mules." There would be no use for such amendment, and it would appear puerile and ridiculous, had not the supreme court in *Ames v. Martin*, 6 Wis. Rep., 362, construed the subdivision as it read in the revised statutes, and decided that a mare and colt, where the debtor had no other draught animals, could not be regarded as a span of horses, so the sucking colt could be seized on execution and sold, but the old mare could not. A couple of colts belonging to a poor debtor can be wrested from him. He can never become the owner of a span in that way. The law should be amended.

It has caused, and will cause, more litigation in a single suit than all the property mentioned in this subdivision is worth. What a number of witnesses are necessary to make it clear when a colt becomes a horse; how old must a colt be before it can be used for draught purposes? or, if driven with a mule at the age of four months, does it belong to a span? The drawing of a dog-sled has satisfied a jury that a colt has graduated into a horse. The law

strains the consciences of jurymen sometimes, who see so much affection in a colt they will not allow it to be separated from its dam and sold under execution; they enlarge it into a full grown animal. The supreme court appears to be favorable to a liberal interpretation of the exemption laws. The court would have exempted a colt, under the name of a horse, but for the fact that the words "span of horses," was used in the statute. The judges were of opinion that a sucking colt, four months old, could not be harnessed in a span; at least with the mother mare. In ordinary as well as legal language the word horse will include both mare and colt; cow will include a female calf, and sheep will include lambs. This section is the most important of all the exemptions of personal property in favor of the poor family. Shall we put it out of their power to avail themselves of this provision by exposing to execution the young of those animals upon whose maturity they rely for food, clothing and assistance in the cultivation of their acre of land?

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The committee on Federal Relations, to whom was referred  
M. C. No. 2, A.,  
In relation to harbor improvements,  
Report the same back with the recommendation that it do pass.  
T. W. SPENCE,  
*Chairman.*

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The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed:  
No. 17, A.,  
A bill to legalize the acts of Thomas Blinkiron, of La Fayette county, Wis., a justice of the peace.  
No. 23, A.,  
A bill to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.  
No. 48, A.,  
A bill to provide for special terms of the circuit court in the seventh judicial circuit.

GEO. H. MARKHAM,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has adopted and asks the concurrence of the assembly in

7 — A. J.

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Jt. Res. No. 10, S.,  
Amending joint rules.  
On motion of Mr. Spence,  
The rules were suspended, and the resolution concurred in.

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#### ASSEMBLY BILLS READY FOR A THIRD READING.

No. 5, A.,  
A bill relating to the operations of the United States coast survey.

No. 9, A.,  
A bill to authorize the city of Racine to borrow money for the support of paupers.

No. 17, A.,  
A bill to legalize the acts of Thomas Blinkiron, of La Fayette county, Wisconsin, a justice of the peace.

No. 23, A.,  
A bill to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.

No. 48, A.,  
A bill to provide for special terms of the circuit court in the 7th judicial circuit.

M. C. No. 1, A.,  
Memorial to congress for a resurvey of the proposed harbor at Kewaunee, Wisconsin,  
Were each read a third time and passed.

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No. 6, A.,  
A bill to authorize the committee appointed by the justices of the supreme court to revise rules of practice in the circuit and county courts to employ a clerk,

Was read a third time, and passed by the following vote:

Ayes:

Messrs. Allan, J., Allen, A. C., Bailey, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Davison, DeGroat, Eastman, Ellinwood, Field, Fischer, Fleming, Flinn, Ford, Frank, Frost, Gallett, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hutchinson, Johnson, La Due, Lewis, Markham, Mason, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Webster, Widule, Zander and Mr. Speaker — 72.

Nays:

Messrs. Fitzgerald, Gardiner and Murphy — 3.

## REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

No. 1, A.,  
Ordered engrossed.

No. 3, A.,  
Recommitted to committee on Judiciary.

Nos. 25, 35, 60, 64, and 81, A.,

Were indefinitely postponed.

Mr. Spence moved that bill

No. 62, A.,

A bill to amend section 1548 of chapter 66 of the revised statutes,

Be indefinitely postponed.

Mr. Bailey moved to amend by adding after the word officer in the third line of the printed bill, "or any other person."

On motion of J. D. Condit the amendment was laid on the table.

No. 55, A.,

Re-committed to committee on State Affairs.

No. 4, A.,

A bill to authorize the county of Barron to borrow money.

Reported back by substitute.

Substitute adopted.

Rules suspended read third time and passed.

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The Speaker announced the appointment of Messrs. Cady and Carey as additional members of the committee on Charitable and Penal Institutions.

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On motion of Mr. Carter,  
The assembly adjourned.

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TUESDAY, JANUARY 28, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Richards.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Condit, F. T., Condit, J. D., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer,

Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent: Messrs. Adland, Cox, Gray, Masse, Muldowney, Post and Scanlon.

Absent with leave: Messrs. Petersen, J. C., Coe, Clark and Potter.

### LEAVES OF ABSENCE

Were granted to Messrs. Post and Scanlon till to-morrow morning.

### COMMUNICATIONS.

*To the honorable, the legislature of the state of Wisconsin:*

I respectfully beg leave to report, that in lumber district No. 7, thirty-four millions four hundred and forty-seven thousand nine hundred and sixty-two (34,447,962) feet of pine saw logs have been scaled, and manufactured into lumber during season 1878.

There has also been manufactured in said district,

Lath. ....	8,473,150
Palings.....	221,394 feet
Shingles .....	7,900,000

All of which is respectfully submitted.

J. G. CALLAHAN,

*Lumber Inspector Dist. No. 7, Wis.*

EAU CLAIRE, *January* 18, 1879.

### LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Ausman:

Mem. No. 22, A.,

Petition of O. K. Ramim and C. S. Smith and others, citizens of Dunn county, asking the exemption of benevolent insurance associations from the operation of the laws relating to life insurance companies.

To committee on Charitable and Penal Institutions.



By Mr. Ausman:

Mem. No. 23, A.,

Petition of N. P. Vanderhoof, S. C. Rogers and others of Dunn county, asking the exemption of benevolent associations from the operation of the laws relating to life insurance companies.

To committee on Charitable and Penal Institutions.

By Mr. Widule:

Mem. No. 24, A.,

Petition of Wm. Frankfurth and one hundred and forty-three others, citizens of Milwaukee, praying to improve the present system of letting labor in the penal institutions of the state.

To committee on Charitable and Penal Institutions.

By Mr. Simpson:

Mem. No. 25, A.,

Petition of A. H. Atkins and three hundred and ninety-two others, for abolishing the present system of letting labors of convicts in the several penal institutions of our state.

To committee on Charitable and Penal Institutions.

By Mr. Williams:

Mem. No. 16, A.,

Petition of T. J. Shear and others, praying for a state road from Hillsborough, in Vernon county, to Union Center, in Juneau county.

To committee on Roads and Bridges.

By Mr. Bradley:

Mem. No. 27, A.,

Petition of D. E. Moore, John Wheldon and 38 others, residents of La Crosse county, praying for the passage of a law exempting benevolent societies from the operation of the present laws relating to life insurance.

To committee on Incorporations.

By Mr. A. C. Allen:

Mem. No. 28, A.,

Petition of Matthews Bros. & Co., and one hundred and seventy-one others, citizens of Milwaukee, against the present system of letting convict labor.

To committee on Charitable and Penal Institutions.

By Mr. Williams:

Mem. No. 29, A.,

Petition of Augustus Mohs and others, praying for a state road from Hillsborough, in Vernon county, to Union Center, in Juneau county.

To committee on Roads and Bridges.

By Mr. O'Flaherty:

Mem. No. 30, A.,

A petition to detach certain tracts of land from West De Pere to the town of Lawrence.

To committee on Town and County Organization.

By Mr. Fischer:

Mem. No. 31, A.,

Memorial of Theo. Hartman and others, to exempt all such charitable and benevolent associations as Odd Fellows, Free Masons, etc., from operation of life insurance laws.

To committee on Charitable and Penal Institutions.

By Mr. Steffen:

Mem. No. 32, A.,

Relative to refunding hawker and peddler's license.

To committee on Claims.

By Mr. Bentley:

Mem. No. 33, A.,

Remonstrance of Robert Kretchman and others, against bill No. 16, A., to provide for the regulation of slaughtering of animals for food, etc.

To Milwaukee Delegation.

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#### RESOLUTIONS INTRODUCED.

By Mr. Spence:

Res. No. 17, A.,

Amending rules of the assembly.

*Resolved*, That rule No. 85, assembly, be amended by striking out the last five lines thereof, and substituting the following:

"The question shall first be put to the assembly by the speaker upon the recommendation of the standing and select committee upon all bills, memorials or joint resolutions reported by any such committee."

Laid over.

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#### RESOLUTIONS CONSIDERED.

Res. No. 15, A.,

Granting use of assembly chamber to Agricultural and Horticultural Societies.

Jt. Res. No. 10, A.,

Relating to the donation to the state of Wisconsin, by Ex. Gov. Washburn, of his Edgewood property.

Were adopted.

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#### BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Widule:

No. 141, A.,

A bill to divide the second ward of the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Widule:

No. 142, A.,

A bill to amend chapter 257 of the laws of 1876, entitled an act to regulate the practice of pharmacy and the sale of poisons, and to prevent adulteration of drugs and medicinal preparations in the city of Milwaukee, approved March 10, 1876.

To Milwaukee Delegation.

By Mr. Washburn:

No. 143, A.,

A bill relating to the qualifications of superintendents of public schools.

To committee on Education.

By Mr. Dewing:

No. 144, A.,

A bill to repeal certain provisions of section 1464 of chapter 60 of the revised statutes of 1878.

To committee on Agriculture.

By Mr. Steffen:

No. 145, A.,

A bill for the relief of E. J. Pettys.

To committee on Claims.

By Mr. Muckerheide:

No. 146, A.,

A bill to authorize the judge of the third judicial circuit to appoint interpreters for the circuit court of Washington county.

To Washington County Delegation.

By Mr. Hutchinson:

No. 147, A.,

A bill relating to county courts, and amendatory of section 2446 of chapter 114 of the revised statutes.

To committee on Judiciary.

By Mr. Ingram:

No. 148, A.,

A bill authorizing Daniel Shaw and Elias Moses, and their assigns, to maintain dams on the Deer Tail River, a tributary of the Chippewa River, and to build and maintain dams on said Deer Tail River, and to collect tolls on logs put in said river.

To committee on Lumber and Manufactures.

By Mr. Keogh:

No. 149, A.,

A bill in addition to section 44, chapter 144, entitled an act to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, and the acts amendatory thereto, passed March 3, 1875, and to repeal a part of said section 44.

To Milwaukee Delegation.

By Mr. A. C. Allen:

No. 150, A.,

A bill to protect the people of cities against nuisance.

To committee on State Affairs.

By Mr. Fischer:

No. 151, A.,

A bill to amend subdivision 15 of section 2982 of the revised statutes of 1878.

To committee on Judiciary.

By Mr. Hutchinson:

No. 152, A.,

A bill relating to county courts, and amendatory of section 2456 of chapter 114 of the revised statutes.

To committee on Judiciary.

By Mr. Ringle:

No. 153, A.,

A bill relating to the construction of tramways.

To committee on Lumber and Manufactures.

By Mr. Melvin:

No. 154, A.,

A bill to amend section 4565 in chapter 185 of the revised statutes, entitled of offenses against public policy.

To committee on Judiciary.

By Mr. Haugen:

No. 155, A.,

A bill relating to the preservation of trout in the waters of St. Croix and Pierce counties, and amendatory of section 1 of chapter 126 of the laws of 1878.

To committee on State Affairs.

By Mr. Haugen:

No. 156, A.,

A bill to repeal chapter 243 of the laws of 1878, entitled an act to provide for laying out and establishing a state road from Stockholm, in the county of Pepin, to Clear Lake, in the county of Polk.

To committee on Roads and Bridges.

By Mr. Ellinwood:

No. 157, A.,

A bill entitled an act to amend section 4057 of the revised statutes, relative to payment of witnesses in advance in civil actions.

To committee on Judiciary.

By Mr. Gardiner:

No. 158, A.,

A bill to abolish the office of county superintendent of schools, and to provide for the examination of teachers in public schools.

To committee on Education.

By Mr. Gallett:

No. 159, A.,

A bill relating to the charter of the city of Portage, and amendatory of chapter 215 of the laws of 1878.

To Columbia County Delegation.

By Mr. Cady:

No. 160, A.,

A bill to legalize the acts of town treasurers and sheriffs in making the collection of taxes and in the return of unpaid taxes.

To committee on Judiciary.

By Mr. Sarnow:

No. 161, A.,

A bill to amend chapter 12, revised statutes, and subsequent acts relating thereto, entitled of notaries public.

To committee on Judiciary.

By Mr. Bailey:

No. 162, A.,

A bill relating to the compensation of phonographic reporters and amendatory of section 2438 of the revised statutes.

To committee on Judiciary.

By Mr. Sarnow:

No. 163, A.,

A bill to amend sections 1 and 2 of chapter 191 of the laws of 1876, relating to justices of the peace and constables in the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Widule:

No. 164, A.,

A bill to amend the charter of the city of Milwaukee.

To Milwaukee Delegation.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills have had under consideration the following bill, and respectfully report it correctly engrossed.

No. 1, A.,

A bill to authorize the county of Shawano to borrow money.

GEO. H. MARKHAM,

*Chairman.*

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in

Jt. Res. No. 9, S.,

For the distribution of certain copies of the revised statutes of 1878,

And have concurred with the assembly in

Jt. Res. No. 5, A.,

In relating to lake and harbor improvements.

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## ASSEMBLY BILLS READY FOR A THIRD READING.

No. 1, A.,

A bill to authorize the county of Shawano to borrow money,

Was read a third time and passed.

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Mr. Flinn moved to adjourn,

Which motion did not prevail.

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On motion of Mr. Bailey,

The assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the general file of bills,

Mr. Keogh in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration.

No. 77, A.,

A bill to amend section 3774 of the revised statutes relating to costs and fees.

No. 68, A.,

A bill to amend section 4319 of the revised statutes, relating to persons confined in jail on civil process.

No. 49, A.,

A bill to amend subdivision six of section 2982 of the revised statutes.

No. 76, A.,

A bill to amend section 2424 of the revised statutes, and to provide for the terms of the circuit court in the first judicial circuit, and to provide for special terms therein.

M. C. No. 2, A.,

In relation to harbor improvements.

Were severally reported back without amendments.

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### BILLS REPORTED BY COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 68 and 77, A.,

Were indefinitely postponed.

No. 76, A., and M. C. No. 2, A.,

Were ordered engrossed and read a third time.

On the question of indefinitely postponing No. 49, A.,

Mr. DeGross moved the previous question,

The demands being sustained,

The ayes and noes were taken, and the previous question was ordered by the following vote:

Ayes:

Messrs. Allan, J., Ausman, Bailey, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Carey, Carter, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, La Due, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mitchell, Muckerheide, Post, Quarles, Raesser, Ringle, Sarnow, Simpson, Spence, Spiering, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Webster, Widule, Williams, Withee and Zander—62.

Noes:

Messrs. Allen, A. C., Barry, Bullock, Burdge, Cady, Caryl, Condit, F. T., Condit, J. D., Davison, Ford, Frost, Gilbert, Johnson, Keogh, Lewis, Mills, Mullooney, Murphy, Nichols, O'Flaherty, Osterlander, Peterson, A., Reynolds, Root, Sanderson, Scanlon, Steffen, Thomas, Washburn and Mr. Speaker—29.

Absent and not voting:

Messrs. Adland, Clark, Coe, Cox, Masse, Petersen, J. C., Potter, Pulcifer and Scanlon—9.

The question recurring on the indefinite postponement of the bill, No. 49, A.,

The ayes and noes were ordered,

And it was indefinitely postponed.

Those voting in the affirmative were:

Messrs. Allen, J., Ausman, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Carey, Carter, Davison, DeGross,

Dewing, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Flinn, Frank, Frost, Gardiner, Geise, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, La Due, Lovejoy, Mason, McDill, McRae, Mitchell, Muckerheide, Nichols, Post, Quarles, Raesser, Sarnow, Simpson, Spence, Spiering, Theisen, Thelen, Vincent, W. J., Wall, E. C. Wall, W., Webster, Widule, Withee, Zander and Mr. Speaker — 57.

Those voting in the negative were:

Messrs. Allen, A. C., Bailey, Bullock, Burdge, Cady, Carel, Condit, F. T., Condit, J. D., Ellinwood, Fleming, Ford, Gallett, Gilbert, Greening, Johnson, Keogh, Lewis, Markham, Melvin, Mills, Mullowney, Murphy, O'Flaherty, Ostrander, Peterson, A., Reynolds, Ringle, Root, Sanderson, Steffen, Thomas, Vincent, G. R., Washburn and Williams — 34.

Absent and not voting;

Messrs. Adland, Clark, Coe, Cox, Masse, Petersen, J. C., Potter, Pulcifer and Scanlon — 9.

Mr. DeGroff moved that the vote by which No. 49, A., was indefinitely postponed be reconsidered, and the motion for reconsideration be laid on the table.

Which prevailed.

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On motion of Mr. Carel,  
The assembly adjourned.

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WEDNESDAY, JANUARY 29, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Richards.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer,



Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent:

Messrs. Adland and Potter.

Indefinite leave of absence was granted to Mr. Potter.

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### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Williams:

Mem. No. 34, A.,

Petition of David C. Smith and others, praying for a state road from Hillsborough, in Vernon county, to Union Center, in Juneau county

To committee on Roads and Bridges.

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### RESOLUTIONS INTRODUCED.

By Mr. Quarles:

Jt. Res. No. 11, A.,

*Be it resolved by the assembly, the senate concurring,* That a joint committee of five, three from the assembly and two from the senate, be appointed to devise some suitable legislation to ameliorate the condition of the incurable insane of this state.

On motion of Mr. Quarles,

The rules were suspended and the resolution was adopted.

By Mr. Nichols:

Res. No. 18, A.,

*Resolved,* That the use of the assembly chamber is hereby allowed this Wednesday evening for the purpose of an address by Rev. E. Tasker, chaplain of the state prison. Subject: The Duty of the State to Care for Discharged Convicts.

Mr. Quarles moved the suspension of the rules and the adoption of the resolution.

The motion prevailed and the resolution adopted.

By Mr. Bentley:

Res. No. 19, A.,

*Resolved,* That so much of the governor's message as relates specially to the method of teaching deaf mutes to speak be referred to the committee on Education.

Adopted.

By Mr. Washburn:

Res. No. 20, A.,

*Resolved*, That the superintendent of public property be instructed to deliver copies of the revised statutes of the state of Wisconsin for the year 1878 to the following persons:

One copy to the sergeant-at-arms of the assembly.

One copy to each reporter for a daily paper published in the state, who is now and will continue to be in the active discharge of his duties until the close of the session, only to be given on the warrant of the speaker that such reporter is entitled to the same, under the provisions of this resolution.

Laid over.

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#### RESOLUTION CONSIDERED.

No. 17, A.,

Amending rules of the assembly.

Adopted.

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#### BILLS INTRODUCED,

Read first and second times, and referred.

By Mr. E. C. Wall:

No. 165, A.,

A bill to confer certain powers upon the cities and incorporated villages of the state of Wisconsin in respect to the use of streets and alleys.

To committee on State Affairs.

By Mr. Hemschemeyer:

No. 166, A.,

A bill relating to town supervisors, and amendatory of section 1880 of chapter 88 of the revised statutes of 1878.

To committee on Town and County Organization.

By Mr. Burdge:

No. 167, A.,

A bill to amend section 1390 of chapter 55 of the revised statutes of 1878, by adding the words "wire and barbed wire," after the word "boards," in the second line of said section.

To committee on Agriculture.

By Mr. W. J. Vincent:

No. 168, A.,

A bill to legalize the actions of school district number four, in the town of Clear Lake, in Polk county.

To committee on Judiciary.

By Mr. McDill:

No. 169, A.,

A bill to amend section 1777, of the revised statutes of 1878.

To committee on Lumber and Manufactures.

By Mr. Ausman:

No. 170, A.,

A bill amending section 1972, chapter 89 of the revised statutes of 1878, by inserting in third line of said section, after the words "except millers, the words "town insurance companies."

To committee on Insurance, Banks and Banking.

By Mr. W. J. Vincent:

No. 171, A.,

A bill to authorize Knapp, Stout & Co. Company to erect and maintain a dam across Bear Creek, in Barron county.

To committee on Lumber and Manufactures.

By Mr. Gallett:

No. 172, A.,

A bill to authorize the electors of the town of Fort Winnebago to hold elections in the city of Portage.

To committee on Privileges and Elections.

By Mr. Steffen:

No. 173, A.,

A bill in relation to the trial of certain actions in the circuit courts.

To committee on Judiciary.

By Mr. Masse:

No. 174, A.,

A bill to authorize John Furlong to build and maintain a pier extending into the waters of Lake Michigan.

To committee on Public Improvements.

By Mr. Hutchinson:

No. 175, A.,

A bill authorizing justices of the peace elected in the several wards of the city of Madison to keep an office and to perform their duties in any part of said city.

To committee on Judiciary.

By Mr. E. C. Wall:

No. 176, A.,

A bill to divide the First ward of the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Withee:

No. 177, A.,

A bill to authorize the county of Taylor to borrow money.

To committee on Town and County Organization.

By Mr. A. Peterson:

No. 178, A.,

A bill to authorize the county of Crawford to levy and collect a sufficient sum of money to build bridges across the Kickapoo river, and to authorize said county to build said bridges.

To committee on Roads and Bridges.

By Mr. Wm. Wall:

No. 179, A.,

A bill to amend chapter 123, laws of 1877, entitled an act to revise, consolidate and amend the city charter of Oshkosh, the act incorporating the city, and the several acts amendatory thereof.

To Winnebago County Delegation.

By Mr. Ringle:

No. 180, A.,

A bill to distribute more equally the burdens of taxation in certain counties of this state.

To committee on Assessment and Collection of Taxes.

By Mr. Masse:

No. 181, A.,

A bill to authorize K. O. Schellswick to build a pier, extending into the waters of Lake Michigan.

To committee on Public Improvements.

By Mr. Thelen:

No. 182, A.,

A bill to amend section 356 of chapter 22 of the revised statutes, relating to the distribution of public documents.

To committee on Town and County Organization.

By Mr. Wm. Wall:

No. 183, A.,

A bill to appropriate to David Wetherby and William James a sum of money therein named.

To committee on Claims.

By Mr. Cox:

No. 184, A.,

A bill to amend section 496, chapter 27, of the revised statutes of 1878.

To committee on Judiciary.

By Mr. Mitchell:

No. 185, A.,

A bill to amend section 1319 of the revised statutes, relating to erecting and repairing bridges.

To committee on Roads and Bridges.

By Mr. Widule:

No. 186, A.,

A bill to repeal sections 1, 2 and 3 of chapter 168 of the private

and local laws of 1854, relating to the construction and maintaining of a flume in the second ward of the city of Milwaukee.

To Milwaukee Delegation.

By Mr. McRae:

No. 187, A.,

A bill to authorize Knapp, Stout & Co. company to erect and maintain a dam across Ten Mile Creek, in Chippewa county, Wisconsin.

To committee on Lumber and Manufactures.

By Mr. Masse:

No. 188, A.,

A bill to authorize Wm. Le Roy to build and maintain a pier extending into the waters of Sturgeon Bay.

To committee on Public Improvements.

By Mr. E. C. Wall:

No. 189, A.,

A bill in relation to actions and proceedings in which incorporated cities and villages of the state of Wisconsin are parties.

To committee on Judiciary.

By Mr. Brindley:

No. 190, A.,

A bill to amend sections 1246 and 1248, revised statutes, relating to road tax.

To committee on Roads and Bridges.

By Mr. Ford:

No. 191, A.,

A bill to appropriate to Winnebago county a sum of money therein named.

To committee on Claims.

By Mr. Coe:

No. 192, A.,

A bill to amend chapter 145 of the laws of 1878, entitled an act relating to the publication and sale of the reports of the geological survey, and amendatory of chapter 121 of the laws of Wisconsin of 1876.

To joint committee on Printing.

By Mr. W. J. Vincent:

No. 193, A.,

A bill to authorize Knapp, Stout & Co. company to erect and maintain a dam across Yellow river, in Barron county.

To committee on Lumber and Manufactures.

By Mr. Sanderson:

No. 194, A.,

A bill relating to assessments upon premium notes of fire insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Pulcifer:

No. 195, A.,

A bill to amend section 1548 of the revised statutes of 1878, relating to excise.

To committee on State Affairs.

By Mr. Post:

No. 196, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Little Wolf, in Waupaca county, in this state.

To committee on State Lands.

By Mr. Frost:

No. 197, A.,

A bill to amend subdivision 4 of section 1915 of the revised statutes of 1878, relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred the following bills, report as follows, to wit:

No. 87, A.,

A bill relating to the circuit court of Winnebago county,

No. 96, A.,

A bill to legalize the action therein named of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts,

With the recommendation that they do pass.

No. 91, A.,

A bill to provide for a stay of execution on judgments rendered in the circuit courts of this state,

No. 92, A.,

A bill to legalize the official acts of Gottfreid Breuer, a town treasurer of the town of Eaton, Manitowoc county,

No. 106, A.,

A bill to authorize Wilbur M. Speer, a minor, to sell and convey real and personal property, and make all other contracts as if of full age,

No. 112, A.,

A bill to amend section 1548, chapter 66, of the revised statutes, entitled of excise and the sale of intoxicating liquors,

With the recommendation that their consideration be severally indefinitely postponed.

Also,

Pet. No. 18, A.,

Petition of Wm. H. Lounsbury and 77 others, against the letting of convict labor of the penal institutions of the state,

With recommendation that it be referred to the committee on Charitable and Penal Institutions.

Pet. No. 19, A.,

Petition of M. Dewitt and 106 other voters, citizens of Boscobel and vicinity, praying for a constitutional amendment prohibiting traffic in intoxicating liquors,

Pet. No. 20, A.,

Petition of W. B. Phillips and 66 others, citizens of Mt. Hope, Grant county, praying for a constitutional amendment prohibiting traffic in intoxicating liquors,

With the recommendation that they be referred to the special committee having consideration of the subject.

W. E. CARTER,  
*Chairman.*

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The committee on Insurance, Banks and Banking, to whom was referred

No. 41, A.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies,

Have had the same under consideration, and have directed me to report the same back with an amendment, and recommend its passage when so amended.

B. E. HUTCHINSON,  
*Chairman.*

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The committee on Charitable and Penal Institutions, to whom was referred

No. 24, A.,

A bill relating to charitable, benovelent and fraternal societies and associations,

Report the same back with recommendations that it do pass.

JAMES HILL,  
*Chairman.*

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The committee on Education, to whom was referred

No. 10, A.,

A bill to amend sections 387 and 405 of the revised statutes, relating to diplomas granted by the state university and the state normal schools,

No. 53, A.,

A bill relating to teachers' wages, and amendatory of section 459 of chapter 27 of the revised statutes of 1878,

Have had the same under consideration, and a majority of the committee have instructed me to report the same back with the recommendation that they be indefinitely postponed; Mr. Brindley dissenting from the recommendation on No. 53.

Also

No. 108, A.,

A bill to amend an act to revise and amend an act, entitled an act in relation to public schools in the city of Watertown, approved March 15, 1856, and the several acts amendatory thereof; and to repeal chapter 140 of the laws of 1856, and all acts amendatory thereof, relating to public schools in the city of Watertown, approved March 15, 1856.

And recommend that it be referred to the Jefferson County Delegation.

ELIHU BAILEY,  
*Chairman.*

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The joint committee on Claims, to whom was referred

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans Home,

Have considered the same, and recommend that it do pass.

J. T. MILLS,  
*Chairman.*

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The committee on Roads and Bridges, to whom was referred

No. 44, A.,

A bill to legalize the action of the county board of supervisors of Waushara county, in vacating a certain piece of road at their annual session, in the year 1877,

No. 47, A.,

A bill to amend section 1 of chapter 318 of the laws of 1878, entitled an act to authorize Frederick G. Stanley and others to build and maintain a dam or dams across Court Oreille river, in the county of Chippewa, state of Wisconsin,

Report the same back with the recommendation that they do pass.

No. 114, A.,

A bill to encourage the erection of sign boards,

And report it back with the recommendation that its consideration be indefinitely postponed.

J. M. THOMAS,  
*Chairman.*

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On motion of Mr. Hutchinson,  
The assembly resolved itself into a



## COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Hutchinson in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report sundry bills, some with amendments and some without, to the assembly for consideration; and asks leave to sit again.

Leave granted.

No. 24, A.,

A bill relating to charitable, benevolent and fraternal societies and associations,

Was amended.

No. 41, A.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies.

No. 92, A.,

A bill to legalize the acts of Gottfried Breuer, a town treasurer of the town of Eaton, Manitowoc county.

No. 91, A.,

A bill to provide for a stay of execution on judgments rendered in the circuit courts of this state.

No. 96, A.,

A bill to legalize the action therein named of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts.

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans' Home.

No. 112, A.,

A bill to amend section 1548, chapter 66, of the revised statutes, entitled of excise and the sale of intoxicating liquors.

No. 108, A.,

A bill to amend an act to revise and amend an act, entitled an act in relation to public schools in the city of Watertown, approved March 15, 1856, and the several acts amendatory thereof; and to repeal chapter 140 of the laws of 1856, and all acts amendatory thereof, relating to the public schools of Watertown, approved March 15, 1856.

No. 53, A.,

A bill relating to teachers' wages, and amendatory of section 459 of chapter 27 of revised statutes of 1878.

No. 87, A.,

A bill relating to the circuit court of Winnebago county.

No. 10, A.,

A bill to amend sections 387 and 405 of the revised statutes, re-

lating to diplomas granted by the state university and the state normal schools.

No. 106, A.,

A bill to authorize Wilbur M. Speer, a minor, to sell and convey real and personal property, and make all other contracts as if of full age.

Without amendment.

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Mr. Carter announced the decease of Assemblyman Hon. John Potter, Jr., of Winnebago, and as a token of respect to his memory, moved that the assembly do now adjourn.

The assembly adjourned.

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THURSDAY, JANUARY 30, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Richards.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, Mills, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker.

Absent:

Messrs. Ford, Frost, Melvin, Sanderson, Thelen and Zander.

Leave of absence was granted to Messrs. Sanderson, Melvin and Thelen till to-morrow morning, and to Mr. Zander indefinitely.

## LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Williams:

Mem. No. 35, A.,

Petition of H. W. Eachus and others, praying for a state road from Hillsborough, in Vernon county, to Union Center, in Juneau county.

To committee on Roads and Bridges.

By Mr. Williams:

Mem. No. 36, A.,

Petition of E. E. Ottawa and others, praying for a state road from Hillsborough, in Vernon county, to Union Center, in Juneau county.

To committee on Roads and Bridges.

By Mr. Fischer:

Mem. No. 37, A.,

Petition of A. E. Lambert and 515 citizens of Milwaukee, against prison labor.

To committee on Charitable and Penal Institutions.

By Mr. Burdge:

Mem. No. 38, A.,

Petition of A. S. Baker and 29 others, praying that the constitution be so amended as to forbid the traffic in intoxicating liquors.

To committee on Judiciary.

By Mr. Fitzgerald:

Mem. No. 35, A.,

Memorial of the board of supervisors of Ozaukee county, relative to biennial sessions of the legislature.

To committee on State Affairs.

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RESOLUTIONS INTRODUCED.

By Mr. Carter:

Jt. Res. No. 12, A.,

To provide for the funeral of the late Hon. John Potter, Jr., member of the assembly from Winnebago county.

*Resolved by the assembly, the senate concurring,* That a committee consisting of two from the senate and three from the assembly shall be appointed, whose duty it shall be to see that suitable arrangements are made for the removal of the remains of the late Hon. John Potter, Jr., from Madison to Menasha (his late residence), to accompany his widow, and said remains to his late home, and see that said remains be decently buried.

*Resolved,* That the superintendent of public property be directed immediately to procure a suitable casket and case in which to con-

vey the said remains to Menasha, and under the direction of the committee, when appointed, make all the necessary arrangements to take said remains to the railroad depot at the expense of the state.

*Resolved*, Further, that at 10:30 o'clock this morning both houses of the legislature shall be declared adjourned, and the members of both bodies, under their respective presiding officers, will march in a body and escort the said remains to the railroad depot.

Which, being a privileged resolution, was considered and adopted.

And the speaker appointed as a committee on the part of the assembly, Messrs. Ford, Webster and Pulcifer.

Mr. Carter asked leave of absence for the committee till Monday evening.

Granted.

By Mr. Reynolds:

Res. No. 21, A.,

*Resolved*, That the postmaster of the assembly be allowed to close the assembly post office on each Sunday, excepting between the hours of ten and eleven in the forenoon, and two and three in the afternoon, during which hours said office shall be kept open for the accomodation of members of this body.

Laid over.

By Mr. Withee:

Res. No. 22, A.,

*Resolved by the assembly*, That the committee on Assessment and Collection of Taxes be required to investigate and ascertain whether the several express companies, telegraph companies, Pullman car companies and other like companies or corporations doing business in this state are now paying their just proportion of taxes, and report by bill or otherwise.

Laid over.

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### RESOLUTION CONSIDERED.

Res. No. 20, A.,

Instructing superintendent of public property to furnish revised statutes.

Mr. Haugen offered the following substitute:

*Resolved*, That the superintendent of public property be and he is hereby instructed to deliver one copy of the revised statutes to the sergeant-at-arms of the assembly.

Which was adopted.

The speaker announced as a committee on the part of the assembly, as provided by Jt. Res. No. 11, A., Messrs. Quarles, Bradley and Ringle.

## BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Field:

No. 198, A.,

A bill to regulate the size of the mesh of the nets used in the waters of Lake Michigan, Green Bay and Lake Superior, and to repeal section 563 of the revised statutes.

To committee on State Affairs.

By Mr. Post:

No. 199, A.,

A bill to appropriate a sum of money therein named to the Waupaca Agricultural and Mechanical Association, in Waupaca county.

To joint committee on Claims.

By Mr. McDill:

No. 200, A.,

A bill to permit and allow joint school district number two of the towns of Almond, in the county of Portage, and Oasis, in the county of Waushara, to participate in the benefits of the law governing free high schools.

To committee on Education.

By Mr. Carey:

No. 201, A.,

A bill to amend section 1 of chapter 327 of the laws of Wisconsin of 1874, and section 1 of chapter 262 of the laws of Wisconsin of 1878, entitled an act relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

To committee on Agriculture.

By Mr. J. D. Condit:

No. 202, A.,

A bill to appropriate a certain sum of money therein named to Brown & Foster.

To joint committee on Claims.

By Mr. Scanlon:

No. 203, A.,

A bill to authorize the Commissioners of Public Lands to loan a portion of the trust funds of the state to the town of St. Lawrence, county of Waupaca, in this state.

To committee on State Lands.

By Mr. E. C. Wall:

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes.

To committee on Incorporations.

By Mr. Ringle:

No. 205, A.,

A bill dividing the counties of Clark and Marathon, erecting the county of Webster.

To committee on Town and County Organization.

By Mr. Simpson:

No. 206, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Ellinwood:

No. 207, A.,

A bill to amend chapter 334, private and local laws of 1868, entitled an act to incorporate the village of Reedsburg, as amended by chapter 138, private and local laws of 1870.

To committee on Incorporations.

By Mr. A. Peterson:

No. 208, A.,

A bill to regulate proceedings in the circuit court.

To committee on Judiciary.

By Mr. Ellinwood:

No. 209, A.,

A bill to repeal section 1583, and to amend section 1584 a, of the revised statutes, relative to license of peddlers.

To committee on State Affairs.

By Mr. A. C. Allen:

No. 210, A.,

A bill relating to the militia of the state of Wisconsin, and amendatory of sections 618, 620, 621, 623, 635, 637 and 640, and to repeal section 628 of chapter 34 of the revised statutes of 1878, and to add new sections to said chapter 34 of the revised statutes of 1878.

To committee on Militia.

By Mr. DeGroff:

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

To Select Committee, consisting of Messrs. Steffen, Davison, Greening, Thelen and DeGroff.

By Mr. Hutchinson:

No. 212, A.,

A bill to amend chapter 182 of the general laws of 1878, entitled an act to amend chapter 550 of private and local laws of 1867, entitled an act to amend chapter 233 of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison.

To committee on State Affairs.

By Mr. Withee:

No. 213, A.,

A bill to authorize Wm. T. Price, his associates and assigns, to erect and maintain a dam or dams across, and make other improvements in O'Niel creek, in Clark county.

To committee on Lumber and Manufactures.

By Mr. McRae:

No. 214, A.,

A bill to authorize William Baker and others to build and maintain a dam across and otherwise improve the South Fork of Yellow river, in Taylor county, for log-driving purposes.

To committee on Incorporations.

By Mr. Simpson:

No. 215, A.,

A bill to amend section 32 of chapter 144 of the laws of 1875, relating to the giving of notice of the repairing of sidewalks in the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Simpson:

No. 216, A.,

A bill to amend section 33 of chapter 134, relative to assessments for street sprinkling in the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Lewis:

No. 217, A.,

A bill pertaining to assessment of property, and to amend section 1050, chapter 48, of the revised statutes.

To committee on Judiciary.

By Mr. Withee:

No. 218, A.,

A bill to detach certain territory from the county of Marathon and attach the same to the county of Clark.

To committee on Town and County Organization.

By Mr. Widule:

No. 219, A.,

A bill relating to toll gates on the Madison, Watertown and Milwaukee Plankroad, and amendatory of section 1, chapter 7, of the laws of 1862.

To committee on Roads and Bridges.

By Mr. Carter:

No. 220, A.,

A bill to amend section 4049 of chapter 175, revised statutes, relating to appeals and miscellaneous provisions.

To committee on Judiciary.

By Mr. E. C. Wall:

No. 221, A.,

A bill relating to the chamber of commerce of Milwaukee, and amendatory of its charter.

To Milwaukee Delegation.

By Mr. E. C. Wall:

No. 222, A.,

A bill relating to the terms of the county court of Milwaukee county, and amendatory of section 2469 of the revised statutes of 1878.

To committee on Judiciary.

By Mr. Gallett:

M. C. No. 3, A.,

Memorial to congress for an extension of time to the Northern Pacific Railway to complete its line in Wisconsin and west to Puget's Sound.

To committee on Railroads.

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The Speaker announced the report of the text-book commission. Which was referred to committee on Education.

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### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 128, A.,

A bill to make abstracts of title to land *prima facie* evidence.

No. 130, A.,

A bill to amend section 2982 of the revised statutes.

Report the same back with the recommendation that their consideration be severally indefinitely postponed.

No. 3, A.,

A bill to provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the distribution for the free high school fund of 1878.

With the recommendation that it do pass.

W. E. CARTER,  
Chairman.

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The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed:

No. 73, A.,

A bill regulating the use and improvement of stock.



No. 84, A.,

A bill to provide for the payment of a certain sum of money to James Edwards.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Incorporations, to whom was referred  
No. 110, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1875,

No. 128, A.,

A bill to make abstracts of title to land *prima facie* evidence.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

A. E. GILBERT,  
*Chairman.*

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The committee on Privileges and Elections, to whom was referred

No. 75, A.,

A bill relating to elections,

Have considered the same, and recommend that it be indefinitely postponed.

No. 95, A.,

A bill relating to election returns,

And hereby report it to the assembly without recommendation.

H. F. C. NICHOLS,  
*Chairman.*

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The committee on Privileges and Elections, to whom was referred

The case of Michael J. Eagan, contestant against William W. Johnson, as member of assembly from the eleventh assembly district of Milwaukee county, respectfully report,

That, in the opinion of the majority of your committee, the evidence presented is not sufficient to show any election of assemblyman from said eleventh district on the 5th day of November, 1878.

Messrs. Bentley and J. D. Condit dissent from this opinion.

The majority of your committee recommend the passage of the following resolution:

*Resolved*, That William W. Johnson is entitled to a seat in the assembly, as member from the eleventh assembly district of the county of Milwaukee.

H. F. C. NICHOLS.  
LA FAYETTE EASTMAN.  
JAMES HILL.

*To the honorable, the assembly of the state of Wisconsin:*

The undersigned, members of the committee on Elections, respectfully report that the committee have had under consideration the contested election of Michael J. Eagan, contestant, against William W. Johnson, sitting member, that the following are the substantial facts as they appeared before the committee: That at the last general election, the contestant and sitting member were opposing candidates for the office of member of assembly from the eleventh assembly district, in the county of Milwaukee. That in canvassing the votes at the close of said election, three ballots were found to have been cast on which the name of William W. Johnson, for member of assembly, had been printed but his name had been erased and the name of "Eagan" written on the ballot. The inspectors, from ignorance of the law, rejected these three ballots and declared that the election had resulted in a tie. If these three ballots, or any one of them, had been counted for Eagan, he would have been duly elected.

That information coming to the governor that the inspectors had declared that the election had resulted in a tie vote, he ordered a special election to be held in said assembly district, on the 10th day of December last. That such special election was duly held and the sitting member declared elected at said special election.

On the 23d day of December last, the contestant served on the sitting member, notice of his intention to contest the election, and subsequently, within the time prescribed, on due notice to the sitting member, took testimony establishing the above facts as to the rejection of said three ballots cast for him.

The case presents but two questions: 1st. Was the contestant duly elected at the general election? The determination of this question depends upon whether the three ballots from which the name of the sitting member was erased, and the surname of the contestant written, should have been counted for him. Authority from our own supreme court and the supreme court of Illinois was cited to show that these votes should have been counted for Mr. Eagan. This was not denied by the counsel who appeared for the sitting member before the committee. Inasmuch as it is a majority of the votes cast at an election (and not the action of the inspectors of election) which determines an election, there can be no reasonable doubt that Mr. Eagan was duly elected member of the assembly at the general election.

The only other question is, whether he has in any way lost his right to his seat? The governor is only authorized by law to order a special election when there shall be a failure to elect at the general election, or where a vacancy shall occur; as there was no failure to elect in this case, the contestant had not done any act to forfeit his office or create a vacancy. The act of the governor in ordering a special election was without authority of law, and was void, and the special election held in pursuance of such order was a nullity. It is too clear for argument, that if Mr. Eagan received a majority of the votes cast at the general election, the inspectors of election could not deprive him of his right to the office by failing to count

for him all the votes he received, and it is equally clear that the governor could not deprive him of his right to the office by calling a special election where there had been no failure to elect, and no vacancy had occurred. Some technical questions were raised as to the form of notice of contest, and the time within which it was served, but there is no doubt that the contestants fully complied with the requirements of the law in these respects.

We think it very plain, that Mr. Eagan was duly elected at the general election, and should greatly regret to see a precedent set in this case, of denying to the contestant the right of performing the duties of an office to which he has been fairly and duly elected. We therefore recommend that Michael J. Eagan be admitted to the seat in this assembly now occupied by William W. Johnson.

Dated January 29, 1879.

J. D. CONDIT,  
JOHN BENTLEY,

*Minority of committee on Privileges and Elections.*

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The committee on Privileges and Elections, to whom was referred

The case of Henry W. Hildebrandt, contestant against James Davison, as member of assembly from the third assembly district of Dodge county, respectfully report,

That Henry W. Hildebrandt has withdrawn from the contest, and that in our opinion James Davison was lawfully elected. We therefore offer the following resolution:

*Resolved*, That James Davison is entitled to a seat in the assembly as member from the third assembly district of Dodge county.

H. F. C. NICHOLS,  
LA FAYETTE EASTMAN,  
JAMES HILL,  
JOHN BENTLEY,  
J. D. CONDIT.

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The committee on State Affairs, to whom was referred

No. 132, A.,

A bill to authorize the city of Jefferson to borrow money,

Have had the same under consideration, and report the same back to the house with amendments, and recommend its passage when so amended.

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin,

No. 119, A.,

A bill relating to fumigating grain, and amendatory of section 4606 of the revised statutes of 1878,

And recommend that the same do pass.

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No. 18, A.,  
A bill to provide for licensing surveyors,  
No. 61, A.,  
A bill to repeal sections 1548 and 1550 of the revised statutes of  
1878, relating to excise,  
No. 58, A.,  
A bill relating to tolls in grist mills,  
No. 150, A.,  
A bill to protect the people of cities against nuisance,  
And recommend that the same be indefinitely postponed.  
E. D. COE,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred in  
Jt. Res. No. 12, A.,  
To provide for the funeral of the late Hon. John Potter, Jr., a  
member of the assembly from Winnebago county,  
And have appointed as a committee on part of the senate,  
Senators Richmond and Van Schaick.

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On motion of Mr. Spence,  
The assembly adjourned.

FRIDAY, JANUARY 31, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Richards.

The roll was called, and the following members answered to their names:

Messrs. Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Williams, Withee and Mr. Speaker.

Absent:

Messrs. Allan, J., Blackstone, Carter and Frost.

Absent with leave:

Messrs. Ford, Melvin, Pulcifer, Sanderson, Thelen, Webster and Zander.

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#### LEAVE OF ABSENCE

Was granted to

Messrs. Quarles, Blackstone, Melvin, Fischer, Raesser, Condit, F. T., O'Flaherty, McRae, Frost and Masse till Monday evening, and to Mr. Carter, indefinitely.

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#### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Barter:

Mem. No. 40, A.,

A petition from voters and citizens of the town of Manchester,

9 — A. J.

Green Lake county, asking for an amendment to the constitution to prohibit the sale of intoxicating liquors.

To Select Committee.

By Mr. J. C. Petersen:

Mem. No. 41, A.,

Petition by G. Kany, L. Shintz and one hundred and seventy others, of the city of Appleton, against uniform taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Mallowney:

Mem. No. 42, A.,

Remonstrance of J. N. Grant and 209 others, citizens of the town of Wonewoc, against the passage of bill No. 51, A., entitled a bill to lay out a state road from the village of Hillsborough, in Vernon county, to the village of Union Center, in Juneau county.

To committee on Roads and Bridges.

By Mr. Barry:

Mem. No. 43, A.,

Petition of E. T. Fitch and fifty-four others, citizens of Pepin county, praying for the passage of a law exempting secret, charitable and benevolent orders from the operation and requirements of the insurance statutes of this state.

To committee on Charitable and Penal Institutions.

By Mr. Mallowney:

Mem. No. 44, A.,

Remonstrance of David Lancaster and fifty others, citizens of Juneau county, against laying out state road through the town of Wonewoc, in Juneau county.

To committee on Roads and Bridges.

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## RESOLUTIONS INTRODUCED.

By Mr. Burdge:

Res. No. 23, A.,

*Resolved*, That the superintendent of public property be and he is hereby authorized to issue one copy of the revised statutes to each of the following officers of this assembly: First assistant clerk, second assistant clerk, bookkeeper, enrolling clerk, engrossing clerk, transcribing clerk, post master and proof reader.

Laid over.

By Mr. Murphy:

Res. No. 24 A.,

*Resolved*, That in the contested election case of Michael J. Eagan against William W. Johnson, one counsel on each side may be heard before the assembly, the time of each to be limited to three-quarters of an hour.

The ayes and noes were ordered, and the assembly refused to adopt the resolution, by the following vote:

Those voting in the affirmative were:

Messrs. Barry, Bentley, Carel, Carey, Condit, F. T., Condit, J. D., Davison, Fitzgerald, Fleming, Flinn, Frank, Geise, Gray, Greening, Haugen, Hemschemeyer, Keogh, McRae, Mitchell, Muckerheide, Mullowney, Murphy, O'Flaherty, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sarnow, Scanlon, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C. and Mr. Speaker — 38

Those voting in the negative were:

Messrs. Allen, A. C., Ausman, Bailey, Barter, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Clark, Coe, Cox, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Gallett, Gilbert, Hart, Hemmi, Hill, Hutchinson, Ingram, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, Melvin, Mills, Nichols, Ostrander, Quarles, Sanderson, Simpson, Spence, Thomas, Vincent, W. J., Washburn, Widule, Williams and Withee — 48.

Absent and not voting:

Messrs. Allen, J., Blackstone, Carter, Fischer, Ford, Frost, Gardiner, Pulcifer, Raesser, Wall, W., and Zander — 11.

By Mr. DeGross:

Res. No. 25, A.,

*Resolved*, That the superintendent of public property be and he hereby is directed to furnish to each of the appointees of the chief clerk and sergeant-at-arms, stationery to the value of five dollars.

Laid over.

By Mr. Ellinwood:

Res. No. 26, A.,

*Resolved*, That the sergeant-at-arms is hereby authorized to place upon his pay roll, one man as custodian of cuspidores, and one attendant for the enrolling and engrossing rooms.

Laid over.

By Mr. Bailey:

Res. No. 27, A.,

*Resolved*, That the superintendent of public property be instructed to deliver to each reporter for a daily newspaper published in this state, and who is now and who will continue to be active in the discharge of his duties until the close of the session, one copy of the revised statutes, to be given only on the warrant of the speaker that such reporter is entitled to the same under the provisions of this resolution.

Laid over.

By Mr. Steffen:

Res. No. 28, A.,

*Resolved*, That all bills relating to town insurance companies shall have the same reference as bill No. 211, A.

Which was lost.

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## RESOLUTIONS CONSIDERED.

Res. No. 21, A.,

Relating to assembly post office,

Was adopted.  
Res. 22, A.,  
Relating to the assessment of taxes against express and insurance companies,  
Was adopted.

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### CONTESTED ELECTION CASES.

The consideration of the reports of the committee on Privileges and Elections in the contested election cases were taken up.

The chief clerk read the report in the case of Henry W. Hildebrandt, contestant against James Davison, as follows:

The committee on Privileges and Elections, to whom was referred

The case of Henry W. Hildebrandt, contestant against James Davison, as member of assembly from the third assembly district of Dodge county, respectfully report:

That Henry W. Hildebrandt has withdrawn from the contest, and that in our opinion James Davison was lawfully elected. We therefore offer the following resolution:

*Resolved*, That James Davison is entitled to a seat in the assembly as member from the third assembly district of Dodge county.

H. F. C. NICHOLS,  
LA FAYETTE EASTMAN.  
JAMES HILL,  
JOHN BENTLEY,  
J. D. CONDIT.

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On motion of Mr. Nichols,

The resolution reported by the committee on Privileges and Elections

Was adopted.

The chief clerk then read the majority and minority reports of the committee on Privileges and Elections in the case of Michael J. Eagan, contestant, against William W. Johnson, sitting member, as follows:

The committee on Privileges and Elections, to whom was referred

The case of Michael J. Eagan, contestant against William W. Johnson, as member of assembly from the eleventh assembly district of Milwaukee county, respectfully report:

That, in the opinion of the majority of your committee, the evidence presented is not sufficient to show any election of assemblyman from said eleventh district on the 5th day of November, 1878.

Messrs. Bentley and J. D. Condit dissent from this opinion.

The majority of your committee recommend the passage of the following resolution:

*Resolved*, That William W. Johnson is entitled to a seat in the assembly, as member from the eleventh assembly district of the county of Milwaukee.

H. F. C. NICHOLS,  
LA FAYETTE EASTMAN,  
JAMES HILL.



*To the honorable, the assembly of the state of Wisconsin:*

The undersigned, members of the committee on Elections, respectfully report that the committee have had under consideration the contested election of Michael J. Eagan, contestant, against William W. Johnson, sitting member, that the following are the substantial facts as they appeared before the committee: That at the last general election, the contestant and sitting member were opposing candidates for the office of member of assembly from the eleventh assembly district, in the county of Milwaukee. That in canvassing the votes at the close of said election, three ballots were found to have been cast on which the name of William W. Johnson, for member of assembly, had been printed, but his name had been erased and the name of "Eagan" written on the ballot. The inspectors, from ignorance of the law, rejected these three ballots and declared that the election had resulted in a tie. If these three ballots, or any one of them, had been counted for Eagan, he would have been duly elected.

That information coming to the governor that the inspectors had declared that the election had resulted in a tie vote, he ordered a special election to be held in said assembly district on the 10th day of December last. That such special election was duly held and the sitting member declared elected at said special election.

On the 23d day of December last, the contestant served on the sitting member, notice of his intention to contest the election, and subsequently, within the time prescribed, on due notice to the sitting member, took testimony establishing the above facts as to the rejection of said three ballots cast for him.

The case presents but two questions: 1st. Was the contestant duly elected at the general election? The determination of this question depends upon whether the three ballots from which the name of the sitting member was erased, and the surname of the contestant written, should have been counted for him. Authority from our own supreme court and the supreme court of Illinois was cited to show that these votes should have been counted for Mr. Eagan. This was not denied by the counsel who appeared for the sitting member before the committee. Inasmuch as it is a majority of the votes cast at an election (and not the action of the inspectors of election) which determines an election, there can be no reasonable doubt that Mr. Eagan was duly elected member of the assembly at the general election.

The only other question is, whether he has in any way lost his right to his seat? The governor is only authorized by law to order a special election when there shall be a failure to elect at the general election, or where a vacancy shall occur; as there was no failure to elect in this case, the contestant had not done any act to forfeit his office or create a vacancy. The act of the governor in ordering a special election was without authority of law, and was void, and the special election held in pursuance of such order was a nullity. It is too clear for argument, that if Mr. Eagan received a majority of the votes cast at the general election, the inspectors of election

could not deprive him of his right to the office by failing to count for him all the votes he received, and it is equally clear that the governor could not deprive him of his right to the office by calling a special election where there had been no failure to elect, and no vacancy had occurred. Some technical questions were raised as to the form of notice of contest, and the time within which it was served, but there was doubt that the contestants fully complied with the requirements of the law in these respects.

We think it very plain, that Mr. Eagan was duly elected at the general election, and should greatly regret to see a precedent set in this case, of denying to the contestant the right of performing the duties of an office to which he has been fairly and duly elected. We therefore recommend that Michael J. Eagan be admitted to the seat in this assembly now occupied by William W. Johnson.

Dated January 29, 1879.

J. D. CONDIT,  
JOHN BENTLEY,

*Minority of committee on Privileges and Elections.*

Mr. Nichols moved that the resolution reported by the committee on Privileges and Elections be adopted.

Pending which motion,

On motion of Mr. J. D. Condit,

The further consideration was postponed until Tuesday next, and the testimony ordered printed.

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### BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Nichols:

No. 223, A.,

A bill to appropriate to James Davison the sum of two hundred and sixty-three dollars and fifty cents.

To joint committee on Claims.

By Mr. Nichols:

No 224, A.,

A bill to appropriate to H. W. Hildebrandt the sum of two hundred and fifty dollars.

To joint committee on Claims.

By Mr. A. C. Allen:

No. 225, A.,

A bill to amend chapter 280 of the laws of 1874, entitled an act relating to jurors of the courts of Milwaukee county.

To Milwaukee Delegation.

By Mr. A. C. Allen:

No. 226, A.,

A bill to amend section 1690 of the revised statutes.

To committee on Judiciary.

**By Mr. Dewing:**

No. 227, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes, relating to game and fish.

To committee on State Affairs.

**By Mr. W. J. Vincent:**

No. 228, A.,

A bill to appropriate a certain sum of money therein named to George W. Perry.

To committee on Claims.

**By Mr. Simpson:**

No. 229, A.,

A bill relating to the apportionment of state taxes, and amendatory of section 1069 of chapter 48 of the revised statutes.

To committee on Assessment and Collection of Taxes.

**By Mr. Eckhardt:**

No. 230, A.,

A bill to amend subdivision 1 of section 1240, and section 1248 of chapter 52 of the revised statutes, entitled of roads and bridges.

To committee on Roads and Bridges.

**By Mr. Markham:**

No. 231, A.,

A bill to authorize the county of Trempealeau to borrow money.

To committee on State Lands.

**By Mr. Fitzgerald:**

No. 232, A.,

A bill to amend chapter 63 of the private and local laws of 1860, entitled an act to incorporate the Milwaukee & Cedarburg Plank Road company.

To committee on Incorporations.

**By Mr. Field:**

No. 233, A.,

A bill to amend chapter 313 of the laws of 1875, entitled an act to revise, consolidate and amend the charter of the city of Racine, approved August 8, 1848, and the several acts amendatory thereof, approved March 11, 1876, and the several acts amendatory thereof.

To committee on Incorporations.

**By Mr. DeGross:**

No. 234, A.

A bill to authorize the county judge of certain counties to employ an office clerk.

To committee on Judiciary.

**By Mr. Hutchinson:**

No. 235, A.,

A bill to provide for necessary clerical and other assistance in the office of the reporter of the supreme court.

To committee on Judiciary.

By Mr. Simpson:

No. 236, A.,

A bill to amend sections 1, 2, 3 and 4 of chapter 6 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof, in relation to the taking of property for streets and other public purposes in said city.

To Milwaukee Delegation.

By Mr. McRae:

No. 237, A.,

A bill amendatory of chapter 385, laws of Wisconsin for the year 1876, entitled an act to lay out, open and establish a state road from, at or near Jenny, in Lincoln county, to Westboro, in Taylor county, and to intersect the new Yellow river road in Chippewa county.

To committee on Roads and Bridges.

By Mr. Hill:

No. 238, A.,

A bill to legalize the acts of the commissioners appointed to lay out and establish a state road through the counties of Pepin, Pierce, St. Croix and Polk.

To committee on Judiciary.

By Mr. Ingram:

No. 239, A.,

A bill to legalize the acts of George Sheldon, a justice of the peace in the town of Drammen, Eau Claire county.

To committee on Judiciary.

By Mr. Spiering:

No. 240, A.,

A bill authorizing the board of supervisors to exempt any county from the provisions of sections 1623, 1624 and 1625 of chapter 72 of the revised statutes of 1878, relating to the license and keeping of dogs.

To committee on State Affairs.

By Mr. Fischer:

No. 241, A.,

A bill to provide for the leasing of convict labor to the United States government and to counties, for the purpose of public improvements, and amendatory of sections 4938 to 4943 of chapter 201 of the revised statutes of 1878.

To committee on Charitable and Penal Institutions.

By Mr. Bullock:

No. 242, A.,

A bill to amend an act entitled an act to consolidate and amend the act to incorporate the village of Waterloo, and the acts amendatory thereof, approved March 18, 1867.

To committee on Incorporations.

## REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

Pet. No. 38, A.,

A petition of A. S. Baker and 29 others, praying that the constitution be so amended as to forbid the traffic in intoxicating liquors,

Report it back with the recommendation that it be referred to the special committee having consideration of that subject.

So referred.

Also

No. 8, A.,

A bill to regulate the time for holding the general and special terms of the circuit court in the 8th judicial circuit, and to authorize the circuit judge of said circuit to appoint special terms therein,

No. 122, A.,

A bill to repeal chapter 238, of the private and local laws of 1878, entitled an act to authorize the town of Amherst to build a town hall,

No. 168, A.,

A bill to legalize the actions of school district number four, in the town of Clear Lake, in Polk county,

Report the same back by substitutes, with the recommendation that the substitutes do severally pass.

Also

No. 151, A.,

A bill to amend subdivision 15 of section 2982 of the revised statutes of 1878,

No. 154, A.,

A bill to amend section 4565, chapter 185 of the revised statutes, entitled of offenses against public policy,

No. 157, A.,

A bill entitled an act to amend section 4057 of the revised statutes, relative to payment of witnesses in advance in civil actions,

No. 161, A.,

A bill to amend chapter 12, revised statutes, and subsequent acts relating thereto, entitled of notaries public,

No. 162, A.,

A bill relating to the compensation of phonographic reporters, and amendatory of section 2438 of the revised statutes,

No. 173, A.,

A bill in relation to the trial of certain actions in the circuit courts,

Report the same back, with recommendation that their consideration be severally indefinitely postponed.

T. W. SPENCE,  
*Acting Chairman.*

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The committee on Education, to whom was referred

No. 38, A.,

A bill to secure to children the benefits of an elementary education,

Have had the same under consideration, and instructed me to report it back with amendments, and recommend its passage when so amended.

No. 143, A.,

A bill relating to the qualifications of superintendents of public schools,

No. 158, A.,

A bill to abolish the office of county superintendent of schools, and to provide for the examination of teachers in public schools,

And recommend that they both be indefinitely postponed.

ELIHU BAILEY,

*Chairman.*

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The committee on Roads and Bridges, to whom was referred  
No. 178, A.,

A bill to authorize the county of Crawford to levy and collect a sufficient sum of money to build bridges across the Kickapoo river, and to authorize said county to build said bridges,

Report the same back with the recommendation that it do pass.

J. M. THOMAS,

*Chairman.*

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The committee on Militia, to whom was referred

J. Res. No. 5, S.,

Report the same back and do recommend that the same be concurred in.

ANSON C. ALLEN,

*Chairman.*

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The committee on State Affairs, to whom was referred

No. 65, A.,

A bill to authorize the town of Luck, Polk county, to borrow money.

Have had the same under consideration, and report the same back with the recommendation that it be referred to the Judiciary committee.

So referred.

E. D. COE,

*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred

No. 153, A.,

A bill relating to the construction of tramways,

Have had the same under consideration, and have directed me to report the same back with recommendation that it do pass.

S. R. CLARK,

*Chairman.*

The joint committee on Claims. to whom was referred  
No. 90, A.,  
A bill to appropriate to the county of Green Lake a certain sum  
of money therein named,  
Have had the same under consideration, and report it back with  
the recommendation that it be indefinitely postponed.

*Committee.*

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The committee on Public Improvements, to whom was referred  
No. 188, A.,  
A bill to authorize Wm. Le Roy to build and maintain a pier  
extending into the waters of Green Bay,  
No. 174, A.,  
A bill to authorize John Furlong to build and maintain a pier ex-  
tending into the waters of Lake Michigan,  
Have had the same under consideration, and instruct me to re-  
port the same back with amendments, and recommend their pas-  
sage when so amended.

No. 181, A.,  
A bill to authorize K. O. Schellswick to build a pier, extending  
into the waters of Lake Michigan,  
Have considered the same, and recommend that it do pass.

E. B. SIMPSON,  
*Chairman.*

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The committee on Assessment and Collection of Taxes, to whom  
was referred  
No. 72, A.,  
Have had the same under consideration and respectfully report  
the same back to the house, with the recommendation that it do  
pass.

No. 59, A.,  
With the recommendation that the same be indefinitely post-  
poned.

A. P. LOVEJOY,  
*Chairman.*

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks  
the concurrence of the assembly in

No. 31, S.,

A bill to encourage the artificial propagation of fish in Wisconsin.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has amended, and concurred in as amended,

Jt. Res. No. 2, A.,

Limiting the time for the reception of new business.

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## MESSAGE FROM THE SENATE CONSIDERED.

The senate amendment to

Jt. Res. No. 2, A.,

Limiting the time for the introduction of new business,

Was concurred in.

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BILLS REPORTED BY COMMITTEE OF THE WHOLE  
CONSIDERED.

Nos. 87, 96, 101 and 108,

Were severally ordered engrossed.

And,

Nos. 10, 53, 91, 92, 106 and 112,

Were severally indefinitely postponed.

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## ASSEMBLY BILLS ON THEIR THIRD READING.

No. 73, A.,

A bill regulating the use and improvement of stock,

Was read a third time and passed.

No. 84, A.,

A bill to provide for the payment of a certain sum of money to James Edwards,

Was read a third time and passed, by the following vote:

Messrs. Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottom, Bradley, Brindley, Burdge, Cady, Caryl, Carey, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen,



Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Williams, Withee and Mr. Speaker Kelly — 84.

Noes — None.

Absent or not voting:

Messrs. Allan, J., Blackstone, Bullock, Carter, Fischer, Ford, Frost, Greening, O'Flaherty, Pulcifer, Quarles, Raesser, Webster and Zander — 14.

On motion of Mr. Bailey,

No. 3, A.,

A bill to provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the disbursement of the free high school fund of 1878,

Was taken from the general file, and all rules interfering with its immediate consideration and passage suspended,

And the bill was read a third time and passed.

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#### RECOMMITMENTS.

No. 204, A.,

Was taken from committee on Incorporations, and referred to committee on Judiciary.

No. 217, A.,

Was taken from committee on Judiciary, and referred to committee of one, Mr. Lewis.

No. 90, A.,

Was taken from committee on Claims, and referred to committee on Judiciary.

No. 24, A.,

A bill relating to charitable, benevolent and fraternal societies and associations,

Was taken from general file and referred to committee on Ways and Means.

No. 41, A.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies,

Was referred to committee on Judiciary.

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Mr. J. D. Condit moved that the assembly do now adjourn,

Which motion was lost.

Leave of absence was granted to Mr. La Due until Monday evening.

Mr. Bailey moved that when the assembly adjourn it adjourn until this evening at 7:30.

Which motion was adopted.

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On motion of Mr. Caryl,  
The assembly adjourned.

7:30 O'CLOCK P. M.

The speaker called the assembly to order.

The roll being called, the following members answered to their names:

Messrs. Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Clark, Coe, Condit, J. D., Cox, Davison, De Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Withee and Mr. Speaker.

Absent — Messrs. Allan, J., Greening, La Due, Mason, Mills, Root, Spence and Williams.

Absent with leave — Messrs. Blackstone, Carter, Fischer, Ford, Frost, Melvin, O'Flaherty, Pulcifer, Webster, Zander, Quarles and Raesser.

#### LEAVES OF ABSENCE

Were granted to

Messrs. E. C. Wall, Ringle, Frank, Muckerheide, Carey, Hemschemeyer, Thelen, Eckhardt, A. C. Allen, A. Peterson, Caryl, Mason, Davison and the committee on Education till Monday evening, Mr. Williams till Saturday morning, and Mr. Gallett till Tuesday morning.

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Mr. A. C. Allen moved that when the assembly adjourn it be to half past seven o'clock Monday evening.

The ayes and noes being ordered, the following members voted in the affirmative:

Messrs. Allen, A. C., Bailey, Barry, Bentley, Bottum, Brindley, Caryl, Carey, Cox, Davison, Eckhardt, Field, Fleming, Frank, Gilbert, Gray, Hart, Haugen, Hemschemeyer, Hill, Keogh, Masse, McRae, Muckerheide, Mullowney, Nichols, Peterson, A., Ringle, Sarnow, Thelen, Wall, E. C., and Mr. Speaker Kelly — 32.

Those voting in the negative were:

Messrs. Ausman, Barter, Bradley, Bullock, Burdge, Cady, Clark, Coe, Condit, J. D., DeGroff, Dewing, Eastman, Ellinwood, Fitzgerald, Gardiner, Geise, Hemmi, Hutchinson, Ingram, Johnson, Lewis, Lovejoy, Markham, McDill, Mitchell, Ostrander, Petersen, J. C., Post, Reynolds, Sanderson, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Widule and Withee — 43.

Absent or not voting were:

Messrs. Allan, J., Blackstone, Carter, Condit, F. T., Fischer, Flinn, Ford, Frost, Gallett, Greening, La Due, Mason, Melvin, Mills, Murphy, O'Flaherty, Pulcifer, Quarles, Raesser, Root, Webster, Williams and Zander — 23.

And the motion was lost.

Mr. Thomas moved that when the assembly adjourn it be until 9:30 A. M. to-morrow morning.

Which motion was adopted.

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### LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Carel:

Mem. No. 45, A.,

Remonstrance of the members of Temple of Honor No. 168, against any amendments to the state constitution relative to prohibiting the sale or manufacture of intoxicating liquors.

Which is as follows:

*Resolved*, That we, the members of Lake Shore Temple of Honor, No. 168, are opposed to the enactment of any law or amendment to the state constitution relative to prohibiting the sale or manufacture of intoxicating liquors.

By order of the Temple,

R. W. MARTIN,

W. A. R.

To Special Committee.

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### BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Fleming:

No. 243, A.,

A bill to provide the manner of procuring abstracts of title to real estate in certain cases.

To committee on Judiciary.

By Mr. Washburn:

No. 244, A.,

A bill to amend an act to incorporate the city of Oconomowoc.

To Select Committee of one, Mr. Washburn.

By Mr. Bailey:

No. 245, A.,

A bill to amend section 450 of the revised statutes, relating to certificates and examinations of teachers.

To committee on Education.

By Mr. Post:

No. 246, A.,

A bill to amend an act entitled an act to revise, consolidate and amend an act entitled an act to incorporate the city of Waupaca, approved March 5, 1875, approved March 10, 1876.

To committee on Incorporations.

By Mr. Simpson:

No. 247, A.,

A bill to authorize the city of Milwaukee to purchase and use certain machinery.

To Milwaukee Delegation.

By Mr. Simpson:

No. 248, A.,

A bill relating to suits against municipal corporation and pleadings therein.

To committee on Judiciary.

By Mr. A. Peterson:

No. 249, A.,

A bill relating to the boundary of the city of Prairie du Chien.

To committee on Judiciary.

By Mr. J. C. Petersen:

No. 250, A.,

A bill for the relief of James S. Wells.

To joint committee on Claims.

By Mr. Withee:

No. 251, A.,

A bill to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

To committee on Lumber and Manufactures.

By Mr. Keogh:

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

To Milwaukee Delegation.

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#### REPORTS OF STANDING COMMITTEES.

The joint committee on Printing, to whom was referred

No. 182, A.,

A bill to amend section 356 of chapter 22 of the revised statutes, relating to the distribution of public documents,

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No. 192, A.,

A bill to amend chapter 145 of the laws of 1878, entitled an act relating to the publication and sale of the reports of the geological survey, and amendatory of chapter 121 of the laws of Wisconsin of 1876,

Have had the same under consideration, and report the same back with amendments and recommend their passage when so amended.

J. W. DEGROFF,  
*Chairman.*

The committee on Charitable and Penal Institutions, to whom was referred

No. 78, A.,

A bill to legally protect the inmates of the insane asylums,

No. 79, A.,

A bill for the protection of personal liberty,

Have had the same under consideration, and report them back with the recommendation that they be indefinitely postponed.

JAMES HILL,  
*Chairman.*

The committee on Engrossed Bills, have had under consideration the following bill and memorial and respectfully report them correctly engrossed.

No. 4, A.,

A bill to authorize the county of Barron to borrow money.

M. C. No. 2, A.,

Memorial in relation to harbor improvements.

GEO. H. MARKHAM,  
*Chairman.*

The committee on Lumber and Manufactures, to whom was referred

No. 148, A.,

A bill authorizing Daniel Shaw and Elias Moses, and their assigns, to maintain dams on the Deer Tail River, a tributary of the Chippewa River, and to build and maintain dams on said Deer Tail River, and to collect tolls on logs put in said river,

No. 171, A.,

A bill to authorize Knapp, Stout & Co. Company to erect and maintain a dam across Bear Creek, in Barron county,

No. 187, A.,

A bill to authorize Knapp, Stout & Co. company to erect and maintain a dam across Ten Mile Creek, in Chippewa county, Wisconsin,

No. 193, A.,

A bill to authorize Knapp, Stout & Co. company to erect and maintain a dam across Yellow river, in Barron county,

No. 213, A.,

A bill to authorize Wm. T. Price, his associates and assigns, to erect and maintain a dam or dams across, and make other improvements in O'Niel creek, in Clark county,

Have had the same under consideration, and have instructed me to report them back with the recommendation that they do pass.

S. R. CLARK,  
*Chairman.*

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The committee on State Affairs, to whom was referred

No. 165, A.,

A bill to confer certain powers upon the cities and incorporated villages of the state of Wisconsin in respect to the use of streets and alleys,

No. 212, A.,

A bill to amend chapter 182 of the general laws of 1875, entitled an act to amend chapter 550 of private and local laws of 1867, entitled an act to amend chapter 233 of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison,

No. 99, A.,

A bill relating to the taxation of dogs, and amendatory of section 1623 of the revised statutes of 1878.

No. 15, A.,

A bill to prohibit the killing of deer in Door county for shipment outside of Door county,

And report the same back to the house, and recommend that the same do pass.

No. 19, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county clerk,

No. 43, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county treasurer,

And report the same back without recommendation.

No. 155, A.,

A bill relating to the preservation of trout in the waters of St. Croix and Pierce counties, and amendatory of section 1 of chapter 126 of the laws of 1878,

And report the same back with substitute and recommend the adoption of the substitute.

No. 86, A.,

A bill to authorize the commissioner of the public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

And report the same back with amendments, and recommend its passage when so amended.

No. 65, A.,

A bill to authorize the town of Luck, Polk county, to borrow money,

Have had the same under consideration, and report it back with amendment and recommend that it do pass when so amended.

No. 102, A.,

A bill to repeal sections 1636, 1637, 1638 and 1630 of the revised statutes, entitled of dogs and wild animals,

No. 63, A.,

A bill relating to the taxing of dogs, and amendatory of section 1624 of the revised statutes of the year 1878,

No. 195, A.,

A bill to amend section 1548 of the revised statutes of 1878, relative to excise,

No. 21, A.,

A bill for to prevent the obstruction of the navigable rivers in the state of Wisconsin,

No. 42, A.,

A bill to amend chapter 72 of the revised statutes, and relating to taxing dogs in Door county.

And recommend that the same be indefinitely postponed.

E. D. COE,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Milwaukee Delegation, to whom was referred

No. 163, A.,

A bill to amend sections 1 and 2 of chapter 191 of the laws of 1876, relating to justices of the peace and constables in the city of Milwaukee,

No. 164, A.,

A bill to amend the charter of the city of Milwaukee,

No. 69, A.,

A bill to amend section 2483, chapter 115, revised statutes of 1878, and section 1, chapter 137, general laws of 1878, relating to salaries of county judge and sheriff of Milwaukee county,

No. 85, A.,

A bill to amend section 19 of chapter 144, entitled an act to amend chapter 184 of the laws of 1874, entitled, an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereto,

No. 70, A.,

A bill to amend section 1 of chapter 16 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and all acts amendatory thereof, in so far as they relate to the salaries of certain city officers,

No. 71, A.,

A bill relating to the salaries of certain county officers in the county of Milwaukee,

No. 74, A.,

A bill relating to the salary, to the execution of a bond and to the collection of personal taxes of and by the chief of police of the

city of Milwaukee, and amendatory of section 1 of chapter 16, and of sections 21 and 23 of chapter 18 of chapter 184 of the laws of 1874.

No. 16, A.,

A bill to provide for the regulation of the slaughtering of animals for food, the rendering of lard, the manufacture of the products of slaughtered animals, and the yarding of stock in and around the city of Milwaukee,

Have had the same under consideration, and have instructed me to report the same back and recommend the indefinite postponement of each and severally.

Messrs. A. C. Allen and E. B. Simpson dissenting as to No. 16, A.

E. B. SIMPSON,  
*Chairman.*

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The Milwaukee Delegation, to whom was referred

No. 82, A.,

A bill relating to the municipal court of Milwaukee county,

Have had the same under consideration, and instruct me to report the same back with amendment, and recommend the bill pass when so amended.

E. B. SIMPSON,  
*Chairman.*

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#### REPORT OF SELECT COMMITTEE.

The committee to whom was referred

No. 217, A.,

A bill pertaining to assessment of property, and to amend section 1050, chapter 48, of the revised statutes,

Have had it under consideration, and report the same back with substitute, and recommend the passage of the substitute.

C. G. LEWIS,  
*Committee.*

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On motion of Mr. Simpson,

The rules were suspended, and

Nos. 163, 164, 69, 85, 70, 71, 74 and 16, A.,

Reported by the Milwaukee Delegation with recommendation that they be indefinitely postponed,

Were postponed.

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On motion of Mr. Bailey,

The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Coe in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:



Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration; and asks leave to sit again.

Leave granted.

No. 114, A.,

A bill to encourage the erection of sign boards.

No. 58, A.,

A bill relating to tolls in grist mills.

No. 61, A.,

A bill to repeal sections 1548 and 1550 of the revised statutes of 1878, relating to excise.

No. 130, A.,

A bill to amend section 2982 of the revised statutes,

No. 59, A.,

A bill to pay the county of Marathon the amount due said county for delinquent taxes on forfeited state lands,

No. 143, A.,

A bill relating to the qualification of superintendents of public schools.

No. 151, A.,

A bill to amend subdivision 15 of section 2982 of the revised statutes of 1878.

No. 158, A.,

A bill to abolish the office of county superintendent of schools and to provide for the examination of teachers in public schools.

No. 157, A.,

A bill entitled an act to amend section 4057 of the revised statutes, relative to payment of witnesses in advance in civil actions.

No. 154, A.,

A bill to amend section 4565, in chapter 185 of the revised statutes, entitled of offenses against public policy.

No. 162, A.,

A bill relating to the compensation of phonographic reporters, and amendatory of section 2438 of the revised statutes.

No. 161, A.,

A bill to amend chapter 12, revised statutes, and subsequent acts relating thereto, entitled of notaries public.

No. 173, A.,

A bill in relation to the trials of certain actions in the circuit courts.

No. 79, A.,

A bill for the protection of personal liberty.

No. 78, A.,

A bill to legally protect the inmates of insane asylums.

No. 195, A.,

A bill to amend section 1543 of the revised statutes of 1878, relative to excise.

No. 21, A.,

A bill to prevent the obstruction of the navigable rivers within the state of Wisconsin.

No. 42, A.,

A bill to amend chapter 72 of revised statutes, in relation to taxing dogs in Door county,

No. 148, A.,

A bill authorizing Daniel Shaw, Elias Moses, and their assigns, to maintain dams on the Deer Tail river, a tributary of the Chippewa river, and to build and maintain dams on said Deer Tail river, and to collect tolls on logs put in said river,

No. 213, A.,

A bill to authorize Wm. T. Price, his associates and assigns, to erect and maintain a dam or dams across, and make other improvements in O'Neil creek, in Clark county.

No. 86, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

No. 95, A.,

A bill to authorize the town of Luck, Polk county, to borrow money.

No. 181, A.,

A bill to authorize K. O. Shullswick to build a pier extending into the waters of Lake Michigan,

No. 178, A.,

A bill to authorize the county of Crawford to levy and collect a sufficient sum of money to build bridges across the Kickapoo river, and to authorize said county to build said bridges.

No. 153, A.,

A bill relating to the construction of tramways,

No. 120, A.,

A bill to legalize the organization of Mount Hope Cemetery Association of Brooklyn, Green county, and the acts of the trustees thereof,

No. 119, A.,

A bill relating to fumigating grain, and amendatory of section 4606 of the revised statutes of 1878,

No. 110, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of the city officers of the city of Watertown,

No. 99, A.,

A bill relating to the taxation of dogs and amendatory of section 1623 of the revised statutes,

No. 15, A.,

A bill to prohibit the killing of deer in Door county for shipment outside of Door county.

No. 212, A.,

A bill to amend chapter 182 of the general laws of 1878, entitled an act to amend chapter 550 of private and local laws of 1867, entitled an act to amend chapter 233 of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison.

No. 165, A.,

A bill to confer certain powers upon the cities and incorporated villages of the state of Wisconsin, in respect to the use of their streets and alleys.

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

No. 47, A.,

A bill to amend section 1 of chapter 318 of the laws of 1878, entitled an act to authorize Frederick G. Stanley and others to build and maintain a dam or dams across Court Oreille river, in the county of Chippewa, state of Wisconsin,

No. 44, A.,

A bill to legalize the action of the county board of supervisors of Waushara county, in vacating a certain piece of road at their annual session, in the year 1877,

No. 63, A.,

A bill relating to the taxation of dogs, and amendatory of section 1624 of chapter 72, revised statutes of 1878.

No. 18, A.,

A bill to provide for licensing surveyors,

No. 102, A.,

A bill to repeal sections 1636, 1637, 1638 and 1630 of the revised statutes, entitled of dogs and wild animals,

No. 128, A.,

A bill to make abstracts of title to land *prima facie* evidence,

No. 75, A.,

A bill relating to elections, and amendatory of section 27 of chapter 5 of revised statutes of 1878.

No. 95, A.,

A bill relating to election returns, and amendatory of section 44, chapter 5 of the revised statutes of 1878.

No. 66, A.,

A bill to amend section 3329 of the revised statutes, relating to liens upon logs and timber.

No. 38, A.,

A bill to secure to children the benefits of an elementary education.

No. 19, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county treasurer.

No. 171, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Bear creek, in Barron county,

No. 187, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Ten Mile creek, in Chippewa county,

No. 193, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Yellow river, in Barron county,

No. 192, A.,

A bill to amend chapter 145 of the laws of 1878, entitled an act relating to the publication and sale of the reports of the geological survey, and amendatory of chapter 121 of the laws of Wisconsin for 1870,

Jt. Res. No. 5, S.,

Instructing our members of congress in relation to reorganizing the United States army,

No. 8, A.,

A bill to regulate the time for holding the general and special terms of the circuit court in the eighth judicial district.

No. 82, A.,

A bill relating to the municipal court of Milwaukee county.

No. 122, A.,

A bill to repeal chapter 238 of the private and local laws of 1878, entitled an act to authorize the town of Amherst to build a town house.

No. 132, A.,

A bill to authorize the city of Jefferson to borrow money.

No. 155, A.,

A bill relating to the preservation of trout in the waters of St. Croix and Pierce counties, and amendatory of chapter 126 of the laws of 1878.

No. 174, A.,

A bill to authorize John Furlong to build a pier extending out into the waters of Lake Michigan.

No. 182, A.,

A bill to amend section 356 of chapter 22 of the revised statutes, relating to public documents.

No. 188, A.,

A bill to authorize Wm. LeRoy to build and maintain a pier extending into the waters of Sturgeon Bay.

No. 90, A.,

A bill to appropriate to the county of Green Lake a certain sum of money therein named.

No. 150, A.,

A bill to protect the people of cities against nuisances.

Without amendment.

No. 72, A.,

A bill to amend section 1121 of chapter 49 of the revised statutes, relative to the collection and payment of taxes.

No. 168, A.,

A bill to legalize the actions of school district No. 4, in the town of Clear Lake, in Polk county.

With amendments.

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#### REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 44, 148, 213, 181, 178, 153, 120, 119, 110, 99, 15, 212, 165 88 and 47, A.,

Were ordered engrossed and read a third time.

Nos. 8, 82, 122, 132, 155, 174, 182, 188, 192, 86, 72, 168 and 65, A.,

Were amended and ordered engrossed and read a third time.  
Nos. 21, 42, 58, 59, 61, 78, 79, 114, 130, 143, 151, 154, 157, 158,  
161, 162, 163 and 195, A.,  
Were severally indefinitely postponed.  
Jt. Res. No. 5, S.,  
Was ordered to a third reading.  
No. 63, A.,  
Was referred to committee on State Affairs.  
No. 90, A.,  
Was referred to committee on Judiciary.  
No. 150, A.,  
Was referred to committee on Medical Societies.  
No. 18, A.,  
Was laid over till Tuesday morning.  
No. 102, A.,  
Was referred to committee on State Affairs.  
No. 128, A.,  
With substitute offered by Mr. Mills,  
Was referred to committee on Judiciary.  
No. 75, A.,  
Was laid aside till Tuesday morning.  
No. 95, A.,  
Was referred to committee on State Affairs.  
No. 38, A.,  
Was referred to committee on Education.  
No. 19, A.,  
Was laid aside until Tuesday morning.  
Nos. 171, 187 and 193, A.,  
Were referred to the committee on Judiciary.

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On motion of Mr. Mitchell,  
The assembly adjourned.

SATURDAY, FEBRUARY 1, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Richards.

The roll was called, and the following members answered to their names:

Messrs. Barry, Barter, Bentley, Bottum, Bradley, Bullock, Burdge, Cady, Clark, Coe, Condit, J. D., DeGroff, Dewing, Eastman, Ellinwood, Field, Fitzgerald, Flinn, Gardiner, Geise, Gilbert, Gray, Hart, Hemmi, Hemschemeyer, Hill, Hutchinson, Johnson, Lewis, Lovejoy, Markham, McDill, Mitchell, Muldowney, Ostrander, Petersen, J. C., Post, Reynolds, Root, Sanderson, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Widule, Williams, Withee and Mr. Speaker.

Absent:

Messrs. Allen, J., Ausman, Cox, Greening, Keogh, La Due, Mills, Murphy and Sarnow.

Absent with leave:

Messrs. Allen, A. C., Bailey, Blackstone, Brinley, Caryl, Carey, Carter, Condit, F. T., Davison, Eckhardt, Fischer, Fleming, Ford, Frank, Frost, Gallett, Haugen, Ingram, Keogh, La Due, Masse, Mason, McRae, Melvin, Muckerheide, Nichols, O'Flaherty, Peterson, A., Pulcifer, Quarles, Raesser, Ringle, Thelen, Wall, E. C., Webster and Zander.

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#### LEAVES OF ABSENCE

Were granted to

Messrs. Ausman, Ingram, Sarnow, Cox and Murphy till Monday evening; and to Mr. J. Allen till Tuesday evening.

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#### LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Bullock:

Mem. No. 46, A.,

Petition of J. H. Harger and 50 others, residents of the village of Waterloo, praying for the passage of the bill to amend the charter of the village of Waterloo.

To committee on Incorporations.

## RESOLUTIONS CONSIDERED.

Res. No. 23, A.,  
Furnishing revised statutes for certain officers of the assembly.  
Was postponed till Tuesday.

Res. No. 25, A.,  
Regarding the distribution of stationery to employes of assembly.  
Was adopted.

Res. No. 26, A.,  
Providing for two additional employes.  
Was postponed till Tuesday.

Res. No. 27, A.,  
To furnish reporters of daily papers copies of revised statutes.  
Was postponed till Tuesday.

Mr. Widule moved to reconsider the vote by which  
Res. No. 25, A.,  
Was adopted.  
Which motion was lost.

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## BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Field:

No. 253, A.,

A bill to protect and preserve fish in lakes Winnebago, Little Butte des Morts, Butte des Morts, Winneconne, Poygan, Apuckaway, Buffalo, and the waters of the upper and lower Fox rivers, including all streams, creeks, sloughs, bayous, marshes or waters adjacent or tributary thereto.

To committee on State Affairs.

By Mr. W. Wall:

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shower, A. W. Tarrand, E. Gallagher, M. T. Buttis, and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1876, and chapter 293 of the laws of 1877.

To committee on Claims.

By Mr. W. J. Vincent:

No. 255, A.,

A bill to authorize John E. Glover to build and maintain a dam across the south fork of Clam river, in Polk county, Wisconsin.

To committee on Lumber and Manufactures.

By Mr. Gray:

No. 256, A.,

A bill to abolish the civil and criminal jurisdiction of the Brown county court, and to amend certain sections of the revised statutes.

To committee on Judiciary.

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By Mr. Hutchinson:

No. 257, A.,

A bill to prevent incendiarism and frauds in insurance.

To committee on Insurance, Banks and Banking.

By Mr. W. J. Vincent:

No. 258, A.,

A bill to amend section 4 of chapter 206 of the private and local laws of 1878, entitled an act to amend an act entitled an act to incorporate the Apple River Log Driving Company, approved March 6, 1878.

To committee on Incorporations.

By Mr. Bullock:

No. 259, A.,

A bill to amend section 1931, chapter 89 of the revised statutes of 1878, entitled of insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. W. J. Vincent:

No. 260, A.,

A bill for the preservation of fish and game in Polk county.

To committee on State Affairs.

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#### RECOMMITMENTS.

No. 99, A.,

Was recommitted to Judiciary committee.

No. 226, A.,

Was taken from the Judiciary, and referred to committee on Insurance, Banks and Banking.

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#### SENATE BILLS ON THEIR THIRD READING.

Jt. Res. No. 5, S.,

Instructing our representatives in congress in relation to a bill reorganizing the United States army,

Was read a third time and concurred in.

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#### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 4, A.,

A bill to authorize the county of Barron to borrow money,

Was read a third time and passed.



M. C. No. 2, A.,  
In relation to harbor improvements,  
Was recommitted to committee on State Affairs.

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On motion of Mr. Spence,  
The assembly adjourned till Monday evening at 7:30 o'clock.

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MONDAY, FEBRUARY 3, 1879,  
7:30 O'CLOCK P. M.

Assembly met.

The speaker in the chair.

The roll being called, the following members answered to their names:

Messrs. Allari, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Clark, Condit, J. D., Cox, Davison, De Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemschemeyer, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Webster, Witude, Williams, Withee and Mr. Speaker Kelly.

Absent — Messrs. Coe, Condit, F. T., Hemmi, Hill, Keogh, McRae, Melvin, Root and Wall, E. C.

Absent with leave — Messrs. Carter and Zander.

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#### LEAVES OF ABSENCE

Were granted to

Messrs. Coe and Hemmi till Tuesday evening, and to Mr. Melvin indefinitely.

## LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Spence:

Mem. No. 47, A.,

Petition of S. L. Brasted and 60 others in favor of passage of bill No. 24, A..

To committee on Charitable and Penal Institutions.

By Mr. Bailey:

Mem. No. 48, A.,

Petition of B. McIntyre and others, praying that the C., M. & St. P. R. R. Company be authorized to build and maintain a bridge across the Wisconsin at Muscoda.

To committee on Roads and Bridges.

By Mr. Simpson:

Mem. No. 49, A.,

Petition of A. V. Fryer, asking for a final settlement of his claim for services in making two volumes of reports of claims under joint resolution of the senate and assembly.

To committee on Claims.

By Mr. Gray:

Mem. No. 50, A.,

Remonstrance of 147 citizens of the village of West Depere, against detaching any territory from said village of West Depere.

To committee on Town and County Organization.

By Mr. Ford:

Mem. No. 51, A.,

Petition of J. W. Barnum and J. K. Van Dorn, asking to have refunded them moneys paid into state treasury erroneously.

To committee on Claims.

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RESOLUTIONS INTRODUCED.

By Mr. DeGroff:

Jt. Res. No. 13, A.,

Amending the constitution of this state.

*Resolved by the assembly, the senate concurring,* That section 4 of article VI of the constitution of the state of Wisconsin be amended to read as follows:

Section 4. Sheriffs, coroners, registers of deeds and district attorneys shall be chosen by the electors of the respective counties once in every two years, and as often as vacancies shall happen. Sheriffs may be required by law to renew their security from time to time; and in default of such new security their offices shall be deemed vacant. But the county shall never be made responsible for the acts of the sheriff. The governor may remove any officer

in this section mentioned, giving to such officer a copy of the charges against him and an opportunity of being heard in his defense.

To committee on Judiciary.

By Mr. Bailey:

J. Res. No. 14, A.,

*Resolved by the assembly, the senate concurring,* That an amendment to article IV of the constitution of the state of Wisconsin, to be numbered section 31, be adopted and submitted to the people for their approval, said amendment to read as follows, to wit:

Section 31. The legislature shall never enact any law for the license of the manufacture or the sale of intoxicating liquors as a beverage; but may enact such laws as may be deemed necessary to prevent or suppress the evils arising from the manufacture or sale thereof.

To committee on State Affairs.

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### BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Carel:

No. 261, A.,

A bill to provide for the laying out a state road from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, in the town of Green Bay, in Brown county.

To committee on Roads and Bridges.

By Mr. Bailey:

No. 262, A.,

A bill to authorize the Chicago, Milwaukee & St. Paul Railway Company to build and maintain a bridge across the Wisconsin river.

To committee on Roads and Bridges.

By Mr. Simpson:

No. 263, A.,

A bill to provide for the registry of electors in the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Williams:

No. 264, A.,

A bill to provide for a system of county roads.

To committee on Roads and Bridges.

By Mr. Mitchell:

No. 265, A.,

A bill to further protect life and limb.

To committee of one; Mr. Mitchell.

By Mr. A. C. Allen:

No. 266, A.,

A bill in relation to religious exercises in public schools.

To committee on Education.

By Mr. Quarles:

No. 267, A.,

A bill to provide for sentences to the state prison without fixing the time.

To committee on Judiciary.

By Mr. Markham:

No. 268, A.,

A bill to authorize certain towns in this state to accept bonds of indemnity in certain cases.

To Buffalo, Trempealeau and Pepin County Delegations.

By Mr. Bottum:

No. 269, A.,

A bill to amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts.

To committee on Education.

By Mr. W. J. Vincent .

No. 270, A.,

A bill to regulate the term of the circuit court in the county of Polk.

To committee of one, Mr. W. J. Vincent.

By Mr. Markham:

No. 271, A.,

A bill to authorize the city of Winona to construct, operate and maintain a bridge across the Mississippi river.

To Buffalo, Trempealeau and Pepin County Delegations.

By Mr. Ingram:

No. 272, A.,

A bill relating to and amendatory of chapter 16 of the private and local laws of 1872, entitled an act to amend an act to incorporate the city of Eau Claire.

To committee on Judiciary.

By Mr. Burdge:

No. 273, A.,

A bill relating to the distribution of public documents and amendatory of section 357 of chapter 22 of the revised statutes of 1878.

To Rock County Delegation.

By Mr. Spence:

No. 274, A.,

A bill to except the city of Fond du Lac from the provisions of sections 20, 21, 22, 23 and 24 of the revised statutes, relating to the registry of electors.

To committee on Privileges and Elections.

By Mr. Dewing:

No. 275, A.,

A bill to amend section 4284 of the revised statutes, relating to proceedings in insolvency.

To committee on Judiciary.

By Mr. Bradley:

No. 276, A.,

A bill to provide for the sale of certain Wisconsin reports.

To committee on State Affairs.

By Mr. Gray:

No. 277, A.,

A bill to appropriate to E. P. Cowles a sum of money therein named, and to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse a sum of money therein named.

To joint committee on Claims.

By Mr. Wall:

No. 278, A.,

A bill to provide for furnishing copies of the Blue Book for 1879.

To committee on Ways and Means.

By Mr. Spence:

No. 279, A.,

A bill to restrain the jurisdiction of circuit courts.

To committee on Judiciary.

By Mr. Spence:

No. 280, A.,

A bill to amend section 387 of the revised statutes, relating to the granting of state certificates to graduates of the state university.

To committee on Education.

By Mr. Reynolds:

No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

To committee on State Affairs.

By Mr. Greening:

No. 282, A.,

A bill to provide for the reassessment of benefits in the construction of drains, where the original assessment is declared void.

To committee on Roads and Bridges.

By Mr. Spence:

No. 283, A.,

A bill to amend section 1042, chapter 48 of the revised statutes, relating to the assessment of bank stock.

To committee on Insurance, Banks and Banking.

By Mr. Ringle:

No. 284, A.,

A bill relating to delinquent taxes on contracted state lands and mortgaged lands forfeited to the state.

To committee on State Lands.

By Mr. W. J. Vincent:

No. 285, A.,

A bill to enable Douglas county to settle and adjust its bonded indebtedness.

To committee on State Lands.

By Mr. Cady:

No. 286, A.,

A bill to appropriate to the Adams County Agricultural Society a sum of money therein named.

To joint committee on Claims.

By Mr. Thomas:

No. 287, A.,

A bill relating to fencing the Pine River Valley and Stevens Point railroad.

To committee on Railroads.

By Mr. Webster:

No. 288, A.,

A bill to encourage the erection of sign boards.

To committee on Judiciary.

By Mr. Reynolds:

No. 289, A.,

A bill to amend section 3640 of chapter 156 of the revised statutes of 1878, relative to jurors in justice courts.

To committee on Agriculture.

By Mr. Scanlon:

No. 290, A.,

A bill to legalize the action of school district No. 2, in the town of Little Wolf, in Waupaca county.

To committee on Judiciary.

By Mr. Ellinwood:

No. 291, A.,

A bill to legalize the organization of Greenwood Cemetery Association of Reedsburg, Sauk county, and the acts of the trustees thereof.

To select committee of one, Mr. Ellinwood.

By Mr. Ford:

No. 292, A.,

A bill to appropriate to Jerome W. Barnum and James W. Van Dorn a sum of money therein named.

To committee on Claims.

By Mr. Haugen:

No. 293, A.,

A bill to legalize the acts of the Red Wing & Trenton Transit Company, and authorize said corporation to hereafter file in the office of the secretary of state a certified copy of its articles of association.

To committee on Judiciary.

By Mr. Reynolds.

No. 294, A.,

A bill to discontinue to change the course of a certain state road in the town of Charlestown and the city of Chilton, in Calumet county, and to make said road correspond with certain county and town roads and city streets.

To select committee of one, Mr. Reynolds.

Ordered not printed.

By Mr. DeGroff:

No. 295, A.,

A bill relating to the testing and grading of wheat, and amendatory of section 1666 of chapter 76 of the revised statutes of 1878.

To committee on Judiciary.

By Mr. Ostrander:

No. 296, A.,

A bill relating to certain matters of public welfare.

To select committee of one, Mr. Ostrander.

Ordered not printed.

By Mr. Pulcifer:

No. 297, A.,

A bill to change the boundaries of Shawano county.

To select committee, Mr. Pulcifer.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Federal Relations report back

M. C. No. 2, A.,

In relation to harbor improvements,

By substitute, and recommend passage of the substitute.

T. W. SPENCE,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred in the passage of

No. 23, A.,

A bill to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.

No. 1, A.,

A bill to authorize the county of Shawano to borrow money.

No. 17, A.,

A bill to legalize the acts of Thomas Blinkiron, of La Fayette county, Wisconsin, a justice of the peace.

No. 22, A.,

A bill to repeal sections 14 to 23, inclusive, of chapter 160 of the laws of 1877, entitled an act to amend the city charter of the city of Fond du Lac, and to repeal sections 12 to 15 of chapter 5 of chapter 59 of the private and local laws of 1868, chapter 474 of the private and local laws for the year 1871, and acts amendatory thereof.

No. 48, A.,

A bill to provide for special terms of the circuit court in the 7th judicial circuit.

No. 9, A.,

A bill to authorize the city of Racine to borrow money for the support of paupers.

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Mr. Williams moved to adjourn till to-morrow morning at 9:30 o'clock.

Pending which motion —

On motion of Mr. De Groff,

The assembly adjourned.

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TUESDAY, FEBRUARY 4, 1879.

Assembly met.

The speaker in the chair.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Clark, Condit, F. T., Condit, J. D., Cox, Davidson, De Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lew-



is, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mills, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Jstrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker Kelly.

Absent with leave—Messrs. Carter, Coe, Melvin and Zander.

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### COMMUNICATION.

Mr. A. C. Allen presented the following papers in the contested election case of W. P. McLaren vs. E. C. Wall, and asked that they be spread upon the journal.

So ordered.

MILWAUKEE, WIS., Dec. 9, 1878.

TO EDWARD C. WALL, ESQ., *Milwaukee, Wis.*:

SIR: You will please take notice that I, the undersigned, shall contest, before the assembly of the state of Wisconsin, at its next regular annual session, your election in November last, as a member of said assembly for the first assembly district, in the county of Milwaukee, and for the following cause:

*First.* Because at the election for member of assembly held in said assembly district on the fifth day of November last, the undersigned received the greatest number of votes cast by the legally qualified voters of said district, for said member of the assembly.

*Second.* Because the inspectors of election in the first election precinct in said district, at said election, received, counted and canvassed a large number of votes for you, Edward C. Wall, for said office of member of assembly, to wit: twenty-four votes, which were illegal and cast and received in violation of the statutes of this state concerning elections; that is to say, ten votes from persons who did not then reside in said precinct, and fourteen votes from persons who were not qualified to vote at said election, and who did not comply with the registry law of this state.

*Third.* Because the inspectors of election in the second election precinct in said district, at said election, received, counted and canvassed a large number of votes for you, said Edward C. Wall, for said office of member of the assembly, to wit, forty-six votes which were illegal and cast and received in violation of the statutes of the state concerning elections, that is to say, fourteen votes from persons who did not then reside in said precinct, and thirty-two votes from persons who were not qualified to vote at said election, and who did not comply with the registry law of this state.

Yours respectfully,

WM. P. McLAREN.

MILWAUKEE, WIS., Dec. 24, 1878.

HON. EDWARD C. WALL:

*Dear Sir:* I have the honor to inform you that no further proceedings will be taken on the part of the Hon. Wm. P. McLaren to contest your seat in the assembly.

I have just now been directed to make this announcement, and have notified your counsel personally to the same effect.

Very respectfully,

J. C. MCKENNEY.

To committee on Claims.

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### LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. E. C. Wall:

Mem. No. 52, A.,

Petition of John Gregory, W. A. Arnold, and one hundred and thirty-nine other citizens of Milwaukee, against prison labor.

To committee on Charitable and Penal Institutions.

By Mr. McRae:

Mem. No. 53, A.,

A petition of W. F. Boland and eighty-five other citizens of Chippewa county, praying for the passage of the bill in aid of the House of the Good Shepherd of Milwaukee.

To committee on Charitable and Penal Institutions.

By Mr. Bailey:

Mem. No. 54, A.,

Petition of R. C. Peters and seventy-two others, asking for a charter for the C. & St. Paul R. R. Co. to build a bridge across the Wisconsin River.

To committee on Roads and Bridges.

By Mr. Bailey:

Mem. No. 55, A.,

Petition of J. C. West and one hundred and eighty-four others, asking charter for C., M. & St. Paul R. R. Co. to build a bridge across the Wisconsin river.

To committee on Roads and Bridges.

By Mr. Bailey:

Mem. No. 56, A.,

Petition of Ernest Shuttz and 55 others, asking for a charter for the C., M. & St. P. R. R. Co. to build a bridge across the Wisconsin river.

To committee on Roads and Bridges.

By Mr. Bailey:

Mem. No. 57, A.,

Petition of Geo. Whitcome and 74 others, for a charter for the

C., M. & St. P. R. R. Co. to build a bridge across the Wisconsin river.

To committee on Roads and Bridges.

By Mr. Bailey:

Mem. No. 58, A.,

Petition of R. C. Kelly and forty-four others, asking charter for Chicago, Milwaukee & St. Paul Railroad Company to build a bridge across Wisconsin river.

To committee on Roads and Bridges.

By Mr. Spence:

Mem. No. 59, A.,

Petition of N. S. Gilson, Byron Town and sixty-three others, praying for the passage of bill No. 24, A.

To committee on Charitable and Penal Institutions.

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#### RESOLUTIONS INTRODUCED.

By Mr. Masse:

Jt. Res. No. 15, A.,

*Resolved by the assembly, the senate concurring,* That a joint committee of investigation, to consist of three from the assembly and two from the senate, be appointed to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company; and that said committee have full power to investigate and report to the next legislature on all the affairs of said company, and the chairman or any member thereof be authorized with the power to send for persons or papers and to administer oaths. There is hereby appropriated out of the general fund not otherwise appropriated, a sum sufficient to carry out the provisions of this resolution.

To committee on State Affairs.

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#### RESOLUTIONS CONSIDERED.

Res. No. 23, A.,

Furnishing revised statutes for certain officers of assembly, Was, with pending amendments, laid on the table.

Res. No. 26, A.,

Providing additional employees.

The ayes and noes being ordered, the resolution was adopted by the following vote:

Ayes:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Cady, Carel, Clark, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Flinn, Ford, Frost, Gardiner, Gilbert, Greening, Hart, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Mason, McDill, McRae, Melvin, Mills, Mitch-

ell, Mullooney, Nichols, O'Flaherty, Peterson, A., Post, Quarles, Raesser, Ringle, Root, Sanderson, Simpson, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Washburn, Webster, Widule, Williams and Mr. Speaker Kelly — 65.

Nays:

Messrs. Bullock, Burdge, Carey, Condit, F. T., Condit, J. D., Cox, Davison, Fitzgerald, Fleming, Frank, Gallett, Geise, Gray, Haugen, Markham, Masse, Muckerheide, Murphy, Ostrander, Petersen, J. C., Reynolds, Sarnow, Scanlon, Spiering, Vincent, G. R., Wall, E. C., Wall, W., and Withee — 28.

Absent or not voting:

Messrs. Carter, Coe, Melvin, Pulcifer and Zander — 5.

Res. No. 29, A.,

To furnish the reporters of daily papers copies of the revised statutes,

Was laid on the table.

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Mr. Mills asked leave to introduce a resolution at this time,  
Which was granted.

By Mr. Mills:

Res. No. 27, A.

*Resolved.* That the superintendent of public property be instructed to lend to each reporter for a daily newspaper published in this state, and who is now, and who will continue to be, active in the discharge of his duties until the close of the session, one copy of the revised statutes, to be given only on the warrant of the speaker that such reporter is entitled to the same under the provisions of this resolution.

Mr. Mills moved to suspend the rules and adopt the resolution,

Which motion was lost, and the resolution lies over under the rules.

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Mr. Flinn moved that when the assembly adjourn it be till 7:30 o'clock this evening.

Mr. Spence moved to amend by making it 6:45 o'clock.

Which amendment prevailed.

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The speaker announced the names of Mr. F. T. Condit, to fill vacancy in committee on Judiciary, and Mr. Frost, in Incorporations, vacancies caused by the death of Mr. Potter.

## BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. A. C. Allen:

No. 298, A.,

A bill to prescribe the license fees and charges that insurance companies doing business in this state shall pay, and exempting their personal property from taxation.

To Select Committee of one, Mr. A. C. Allen.

By Mr. Cox:

No. 299, A.,

A bill to compel the owners, proprietors and occupants of dams to construct and maintain fisheries.

To Select Committee, Mr. Cox, and ordered not printed.

By Mr. A. C. Allen:

No. 300, A.,

A bill to appropriate to J. P. C. Cottrill a sum of money therein named.

To joint committee on Claims.

By Mr. Hemmi:

No. 301, A.,

A bill to amend chapter 13 of the private and local laws of 1871, entitled an act to amend chapter 172 of the local laws of 1870, entitled an act to incorporate the Baraboo Air Line Railroad Company.

To committee on Railroads.

By Mr. Ingram:

No. 302, A.,

A bill to provide for the improvement of Mordeau creek for log-driving purposes.

To committee on Lumber and Manufactures.

By Mr. Masse:

No. 303, A.,

A bill to appropriate a sum of money therein named to defray the expenses of the committee appointed to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

To committee on State Affairs.

By Mr. Spence:

No. 304, A.,

A bill to appropriate to John P. Simon, Stephen Simon and Anton Blomin, a sum of money therein named.

To joint committee on Claims.

By Mr. A. C. Allen:

No. 305, A.,

A bill to facilitate the execution of the trusts assumed by the

state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5th, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

To committee on Railroads.

By Mr. Flinn:

No. 306, A.,

A bill to except the city of Watertown from the provisions of sections No. 20, 21, 22, 23 and 24 of chapter 5 of the revised statutes of 1878, relating to registry of electors.

To committee on State Affairs.

By Mr. Ringle:

No. 307, A.,

A bill relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878.

To committee on Town and County Organization.

By Mr. Gilbert:

No. 308, A.,

A bill to re-enact chapter 151 of the general laws of 1867, and chapter 123 of the general laws of 1873.

To committee on Judiciary.

By Mr. Wm. Wall:

No. 309, A.,

A bill in relation to lost commissions of officers in the military service.

To committee on Militia.

By Mr. Brindley:

No. 310, A.,

A bill amendatory of section 1629, revised statutes, relating to the poisoning of wolves and other animals.

To committee on State Affairs.

By Mr. Mills:

No. 311, A.,

A bill altering the time of holding the September term of the Grant county court.

To Grant County Delegation.

By Mr. Root:

No. 312, A.,

A bill to amend section 1339 of the revised statutes of 1878, in regard to actions against towns, etc.

To committee on Judiciary.

By Mr. Ingram:

No. 313, A.,

A bill relating to the survey of certain lands.

To Select Committee, Mr. Ingram.

By Mr. Withee:

No. 314, A.,

A bill to lay out and establish a state road from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark.

To committee on Town and County Organization.

By Mr. Withee:

No. 315, A.,

A bill to incorporate the city of Neillsville.

To committee on Incorporations.

By Mr. E. C. Wall:

No. 316, A.,

A bill to amend the third subdivision of section 1772 of the revised statutes.

To committee on Judiciary.

By Mr. Mills:

No. 317, A.,

A bill limiting the compensation of the reporter of the 5th judicial circuit.

To Select Committee, Messrs. Mills, Peterson, Bailey, Blackstone and Cox.

By Mr. Muckerheide:

No. 318, A.,

A bill to legalize the construction of ditches, drains or water-courses, and the assessment of benefits.

To committee on Town and County Organization.

By Mr. Hutchinson:

No. 319, A.,

A bill to repeal section 277 of the revised statutes, and to provide for the redemption of forfeited mortgaged lands and the re-funding of surplus money thereon.

To committee on State Lands.

By Mr. Lovejoy:

No. 320, A.,

A bill to incorporate The People's Mutual Protection Association of Wisconsin.

To Select Committee, Mr. Lovejoy.

By Mr. J. C. Petersen:

No. 321, A.,

A bill to amend section 3, chapter 3, of chapter 47, and section 5, chapter 7, of chapter 47, laws of 1876, relating to the charter of the city of Appleton.

To Select Committee, Mr. J. C. Petersen.

By Mr. Dewing:

No. 322, A.,

A bill relating to the establishment of landmarks, and to the deposits of field notes in the proper office.

To committee on State Affairs.

By Mr. Ellinwood:

No. 323, A.,

A bill relating to the assessment of cord wood.

To committee on State Affairs.

By Mr. Fitzgerald:

No. 324, A.,

A bill to compel the Milwaukee & Cedarburg Plankroad Company to file the reports required by law, and fixing a penalty for their failure to do so.

To committee on State Affairs.

By Mr. Spence:

No. 325, A.,

A bill to revise, consolidate and amend the city charter of the city of Fond du Lac.

To Fond du Lac Delegation.

By Mr. Hutchinson:

No. 326, A.,

A bill to authorize the issuing of patents to deceased persons in certain cases.

To committee on State Affairs.

By Mr. Nichols:

No. 327, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes of 1878.

To Select Committee, Mr. Nichols, and ordered not printed.

By Mr. Widule:

No. 328, A.,

A bill to establish a board of police and fire commissioners for the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Frost:

No. 329, A.,

A bill to amend section 1131, revised statutes, relating to publication of tax sales.

To committee on Judiciary.

By Mr. Pulcifer:

No. 330, A.,

A bill to amend sections 1130, 1131 and 1170 of the revised statutes, relative to printing in certain counties.

To committee on Printing.



By Mr. Simpson:

No. 331, A.,

A bill to authorize the city of Milwaukee to improve the sewerage system of said city.

To Milwaukee Delegation.

By Mr. Gardiner:

No. 332, A.,

A bill to fix a uniform compensation for the directors of the state prison; the managers of the industrial school for boys; the trustees of the insane asylums, the blind institute and the deaf and dumb institute.

To committee on Charitable and Penal Institutions.

By Mr. E. C. Wall:

No. 333, A.,

A bill to provide for reprinting the notes of the revisers of the revised statutes.

To committee on Judiciary.

By Mr. Brindley:

No. 334, A.,

A bill entitled an act to enable graded and high schools to procure the illustrated historical atlas of Wisconsin.

To committee on Education.

By Mr. Frank:

No. 335, A.,

A bill to pay John Shiel a sum of money therein named.

To joint committee on Claims.

By Mr. Hill:

No. 336, A.,

A bill to prohibit the electors in all incorporated villages in St. Croix county from voting for chairman of the board of supervisors for the town in which such village is situate

To committee on Judiciary.

By Mr. Nichols:

No. 337, A.,

A bill defining the manner of finding a verdict by a petit jury.

To committee on Judiciary.

By Mr. Fischer:

No. 338, A.,

A bill to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee.

To Milwaukee Delegation. Ordered not printed.

By Mr. Nichols:

No. 339, A.,

A bill to appropriate to Michael J. Egan a sum of money therein named.

To joint committee on Claims.

By Mr. Quarles:

No. 340, A.,

A bill to provide for the incurable insane of this state.

To Select committee of one, Mr. Quarles. Ordered not printed.

By Mr. Burdge:

No. 341, A.,

A bill to repeal section 1548 of the revised statutes of 1878.

To committee on Judiciary.

By Mr. Burdge:

No. 342, A.,

A bill to amend sections 1626 and 1627 of chapter 72 of the revised statutes of 1878.

To Select Committee of one, Mr. Burdge. Ordered not printed.

By Mr. Reynolds:

No. 343, A.,

A bill to amend the charter of the city of Chilton.

To Select Committee of one, Mr. Reynolds. Ordered not printed.

By Mr. Reynolds:

No. 344, A.,

A bill to repeal chapter 341 of the private and local laws of 1861, and the acts amendatory thereof.

To committee on Judiciary.

By Mr. Pulcifer:

No. 345, A.,

A bill to amend chapter 85 of the revised statutes, entitled general provisions relating to corporations.

To Select Committee of one, Mr. Pulcifer. Ordered not printed.

By Mr. Pulcifer:

No. 346, A.,

A bill to amend chapter 86 of the revised statutes, entitled of the organization of corporations.

To Select Committee of one, Mr. Pulcifer. Ordered not printed.

By Mr. Hill:

No. 347, A.,

A bill to aid the North Wisconsin Railway Company.

To Select Committee, Mr. Hill. Ordered not printed.

By Mr. Hill:

No. 348, A.,

A bill in relation to railroads.

To Select Committee of one, Mr. Hill. Ordered not printed.

By Mr. Hill:

No. 349, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively, June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

To Select Committee of one, Mr. Hill. Ordered not printed.

By Mr. Hill:

No. 350, A.,

A bill to amend chapter 87 of the revised statutes, entitled of railroads.

To Select Committee of one, Mr. Hill. Ordered not printed.

By Mr. Sanderson:

No. 351, A.,

A bill to legalize the acts of Leeds Center school district, Columbia county.

To Select committee, Mr. Sanderson. Ordered not printed.

By Mr. Mills:

M. C. No. 4, A.,

A memorial to congress, asking for a law to tax incomes.

To committee on State Affairs.

By Mr. Masse:

M. C. No. 5, A.,

Memorial to congress for an appropriation to complete the breakwater and the entrance to the Harbor of Refuge in Sturgeon Bay, Wisconsin.

To committee on State Affairs.

By Mr. Murphy:

M. C. No. 6, A.,

Memorial to congress for an appropriation to aid in the construction of a public bridge across Buffalo Lake in the town of Packwaukee, in the county of Marquette and state of Wisconsin.

To Select Committee of one, Mr. Murphy.

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#### REPORT OF STANDING COMMITTEE.

The committee on Judiciary, to whom was referred

No. 13, A.,

Report the same back by substitute, and recommend the passage of the substitute, Mr. Frost dissenting.

T. W. SPENCE,  
*Acting Chairman.*

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#### ASSEMBLY BILLS ON THIRD READING.

M. C. No. 2, A.,

Memorial in relation to harbor improvements,

Was, on motion of Mr. Spence, taken from the general file.

Substitute adopted, read a third time and passed.

REPORT OF COMMITTEE OF THE WHOLE LYING OVER  
CONSIDERED.

No. 19, A.,  
Was ordered engrossed and read a third time.  
No. 75, A.,  
Was recommitted to committee on Judiciary.  
Nos. 18, A., and 43, A.,  
Were indefinitely postponed.

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## THE SPECIAL ORDER,

Being the contested election case of Michael J. Egan vs. W. W. Johnson, was taken up.

Mr. Frost moved to postpone consideration till to-morrow.

Which motion was lost.

The question being upon the adoption of the resolution offered by the committee on Privileges and Elections,

The ayes and noes were ordered, when the resolution was adopted by the following vote:

Ayes:

Messrs. Allen, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Clark, Cox, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mills, Mitchell, Nichols, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Simpson, Spence, Thomas, Vincent, W. J., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker—59.

Noes:

Messrs. Bentley, Carel, Carey, Condit, F. T., Condit, J. D., Davison, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Geise, Gray, Greening, Hemschemeyer, Keogh, Muckerheide, Mullowney, Murphy, O'Flaherty, Petersen, J. C., Post, Reynolds, Ringle, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., and Wall, E. C. — 33.

Absent or not voting:

Messrs. Carter, Coe, Johnson, Melvin, W. Wall and Zander.

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On motion of Mr. Murphy,  
The assembly adjourned till 6:45 P. M.

6:45 O'CLOCK P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Brinley, Bullock, Burdge, Cady, Caryl, Clark, Condit, F. T., Cox, Davison, DeGroat, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker.

Absent:

Messrs. Bradley, Carey, Coe, Condit, J. D., La Due, Mills, Muldowney, Root and Simpson.

Absent with leave:

Messrs. Carter, Melvin and Zander.

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### PERSONAL EXPLANATION.

Mr. E. C. Wall made a personal explanation in regard to his vote on contested election case of Michael J. Eagan vs. W. W. Johnson. Having voted under misapprehension, he desired to have his name recorded as having voted in the affirmative, instead of in the negative.

Which correction was ordered.

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Mr. Haugen gave notice that he would at some future time move a reconsideration of the vote by which No. 19, A., was this morning ordered engrossed and read a third time.

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Mr. Spence moved that the business of this evening be limited to the introduction of bills and reports of Standing Committees.

Which was adopted.

## BILLS INTRODUCED.

Read first and second times, and referred.

By Mr. Gallett:

No. 352, A.,

A bill relating to the charter of the city of Portage, and amendatory of section 8 of chapter 8 of section 122 of the laws of 1876.

To Columbia County Delegation. Ordered not printed.

By Mr. E. C. Wall:

No. 353, A.,

A bill to enable the city of Milwaukee to construct intercepting sewers.

To Milwaukee Delegation.

By Mr. Wm. Wall:

No. 354, A.,

A bill to provide for the improvement of Red river, in Shawano county.

To committee on Public Improvements.

By Mr. Field:

No. 355, A.,

A bill to provide for levying a state tax for the year A. D. 1879.

To committee on Ways and Means.

By Mr. Hart:

No. 356, A.,

A bill to provide for a certain width of wheel tires of wagons carrying loads of three thousand pounds and over.

To Milwaukee Delegation.

By Mr. Widule:

No. 357, A.,

A bill to create a commission to compile and prepare a general and uniform law for the incorporation of cities in the state of Wisconsin.

To committee on State Affairs.

By Mr. Burdige:

No. 358, A.,

A bill relating to the city of Beloit, and authorizing the purchase of additional cemetery grounds in that city.

To committee on Medical Societies.

By Mr. McRae:

No. 359, A.,

A bill to authorize the city of Chippewa Falls to issue bonds for the purpose of liquidating its indebtedness.

To committee on Judiciary.

By Mr. McRae:

No. 360, A.,

A bill to authorize Chippewa county to issue bonds for the purpose of liquidating its indebtedness.

To committee on Judiciary.

By Mr. McRae:

No. 361, A.,

A bill to repeal chapter 103 of the general laws of 1877, entitled an act relating to the license fund received by city of Chippewa Falls, and the acts amendatory thereof.

To committee on Judiciary.

By Mr. Quarles:

No. 362, A.,

A bill relating to the organization of corporations, and amendatory of section 1780 of the revised statutes.

To committee on Judiciary.

By Mr. Wm. Wall:

No. 363, A.,

A bill to appropriate a certain sum of money therein named to Messrs. Couler, Beach & Company.

To joint committee on Claims.

By Mr. Hutchinson:

No. 364, A.,

A bill relating to the Madison Fire Insurance Company, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof.

To Select Committee, Mr. Hutchinson. Ordered not printed.

By Mr. Hutchinson:

No. 365, A.,

A bill to appropriate a sum of money therein named.

To committee on Charitable and Penal Institutions.

By Mr. Quarles:

No. 366, A.,

A bill to legalize the official acts of Albert G. Cole, as court commissioner.

To committee on Judiciary.

By Mr. Root:

No. 367, A.,

A bill to amend the charter of the city of Sheboygan.

To Select Committee, Mr. Root. Ordered not printed.

By Mr. Sanderson:

No. 368, A.,

A bill to encourage the raising of improved stock.

To committee on Agriculture.

By Mr. Sarnow:

No. 369, A.,

A bill to amend the charter of the city of Milwaukee.

To Milwaukee Delegation.

By Mr. Pulcifer:

No. 370, A.,

A bill relating to the city of Oconto.

To Select Committee, Mr. Pulcifer. Ordered not printed.

By Mr. Sanderson:

No. 371, A.,

A bill to authorize the superintendent of public property to furnish postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

To committee on Legislative Expenditures.

By Mr. Webster:

No. 372, A.,

A bill providing for building sidewalks.

To Select Committee, Mr. Webster. Ordered not printed.

By Mr. Webster:

No. 373, A.,

A bill to amend sections 1, 2, 3, 4, 21, 22 and 23 of chapter 5 of the revised statutes, entitled of registry of elections.

To Select Committee, Mr. Webster. Ordered not printed.

By Mr. Lovejoy:

No. 374, A.,

A bill relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes.

To committee on Judiciary.

By Mr. Ostrander:

No. 375, A.,

A bill to amend chapter 247, laws of 1878, entitled an act to incorporate the city of Fort Atkinson.

To committee on Incorporations.

By Mr. Davison:

No. 376, A.,

A bill to amend chapter 195 of the laws of 1878, entitled an act to incorporate the city of Waupun.

To Select Committee, Mr. Davison. Ordered not printed.

By Mr. Steffen:

No. 377, A.,

A bill to incorporate the city of Seymour.

To Outagamie County Delegation.

By Mr. Williams:

No. 378, A.,

A bill in relation to the duties of assessors.

To Select Committee of one, Mr. Williams. Ordered not printed.



By Mr. Lovejoy:

No. 379, A.,

A bill to authorize the city of Janesville to secure a supply of water for the extinguishment of fires, and for other purposes in said city.

To Select Committee of one, Mr. Lovejoy.

By Mr. Nichols:

No. 380, A.,

A bill to appropriate to Wm. W. Johnson a sum of money therein named.

To joint committee on Claims.

By Mr. A. C. Allen:

No. 381, A.,

A bill to authorize the payment of a sum of money to the person therein named, in part payment for making two volumes in manuscripts of the reports on claims of the two houses under a joint resolution.

To joint committee on Claims.

By Mr. Flinn:

No. 382, A.,

A bill to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

To committee on State Affairs.

By Mr. Webster:

No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors.

To Select committee of one, Mr. Webster. Ordered not printed.

By Mr. Greening:

No. 384, A.,

A bill to regulate the publication of county advertising and printing.

To joint committee on Printing.

By Mr. W. J. Vincent:

No. 385, A.,

A bill relating to the reduction of the price of swamp and overflowed lands in Burnett county.

To committee on State Lands.

By Mr. Withee:

No. 386, A.,

A bill to exempt Clark county from the operation of certain laws.

To committee on Judiciary.

By Mr. Brindley:

No. 387, A.,

A bill to amend chapter 148, laws of 1873, entitled an act to incorporate the city of Boscobel.

To committee on Incorporations.

By Mr. Fitzgerald:

No. 388, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

To Ozaukee County Delegation. Ordered not printed.

By Mr. McRae:

No. 389, A.,

A bill authorizing Peter Lagoe and his associates to improve Tuppen creek, in Chippewa county, Wisconsin.

To Select Committee of one, Mr. McRae. Ordered not printed.

By Mr. Masse:

No. 390, A.,

A bill relating to the Sturgeon Bay Co., and amendatory of section 4 of chapter 228 of the laws of 1876.

To Select Committee of one, Mr. Masse. Ordered not printed.

By Mr. Sarnow:

No. 391, A.,

A bill to amend chapter 18 of revised statutes, and to reduce the rate of interest on property sold for unpaid taxes.

To committee on Judiciary.

By Mr. W. J. Vincent:

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

To Select Committee, Mr. Vincent. Ordered not printed.

By Mr. Ringle:

No. 393, A.,

A bill relating to state roads in Marathon county.

To Select Committee of one, Mr. Ringle. Ordered not printed.

By Mr. Bullock:

No. 394, A.,

A bill to amend sections 1967 and 1972, chapter 89 of the revised statutes, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations.

To committee on Insurance, Banks and Banking.

By Mr. Haugen:

No. 395, A.,

A bill relating to the manner of commencing civil actions, and authorizing court commissioners to grant orders of publication, and amendatory of section 2640 of the revised statutes.

To committee on Judiciary.

By Mr. Sanderson:

No. 396, A.,

A bill regulating to the use of barbed wire for fences on public roads, and railroad fencing.

To Select Committee, Mr. Sanderson. Ordered not printed.

By Mr. E. C. Wall:

No. 397, A.,

A bill to amend the city charter of Milwaukee.

To Select Committee, Mr. E. C. Wall. Ordered not printed.

By Mr. Hill:

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns.

To Select Committee, Mr. Hill. Ordered not printed.

By Mr. E. C. Wall:

No. 399, A.,

A bill relating to banks and banking, and amendatory of chapter 94 of the revised statutes of 1878.

To Select Committee, Mr. E. C. Wall. Ordered not printed.

By Mr. E. C. Wall:

No. 400, A.,

A bill relating to incorporations, and amendatory of certain sections of the revised statutes of 1878.

To Select Committee, Mr. E. C. Wall. Ordered not printed.

By Mr. Cady:

No. 401, A.,

A bill to reorganize the town of White Creek, in Adams county.

To Select Committee, Mr. Cady. Ordered not printed.

By Mr. Ellinwood:

No. 402, A.,

A bill requiring the secretary of state to cause to be issued to each school district clerk within this state a copy of the Blue Book of 1879, and making appropriation therefor.

To committee on Claims.

By Mr. Fischer:

No. 403, A.,

A bill to legalize the action of the Wisconsin legislature of 1879.

To committee on Charitable and Penal Institutions. Ordered not printed.

By Mr. W. Wall:

No. 404, A.,

A bill relating to every matter which may be the subject of legislation under the constitution.

To Select Committee, Mr. W. Wall. Ordered not printed.

By Mr. Spence:

No. 405, A.,

A bill relating to the revised statutes, and amending the same.

To committee on Judiciary.

By Mr. Reynolds:

No. 406, A.,

A bill for the protection of wild lands in the county of Calumet.

To Select Committee, Mr. Reynolds. Ordered not printed.

By Mr. Spence:

No. 407, A.,

A bill to amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

To committee on Judiciary.

By Mr. Ellinwood:

No. 408, A.,

A bill to amend section 1465 of chapter 60 of the revised statutes relating to agriculture.

To committee on Incorporations.

By Mr. Pulcifer:

M. C. No. 9, A.,

Memorial to congress relating to an investigation of a certain Indian agency in the state of Wisconsin.

To committee on Federal Relations.

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On motion of Mr. Ford,  
The assembly adjourned.

WEDNESDAY, FEBRUARY 5, 1879.

Assembly met.

The speaker in the chair.

Prayer by the Rev. Mr. Winter.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Clark, Condit, F. T., Condit, J. D., Cox, Davison, De Groff, Dewing, Eastman, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker Kelly.

Absent — Messrs. Allen, A. C., Carter, Coe, Eckhardt, Hemschemeyer, La Due, Mills, Spiering, and Vincent, W. J.

Absent with leave — Messrs. Carter, Melvin and Zander.

Leave of absence were granted to Messrs. Eckhardt, Allen, A. C., and Hemschemeyer till to-morrow morning, and to Mr. Coe indefinitely.

### COMMUNICATION.

CHIPPEWA FALLS, WIS., January 15, 1879.

*To the honorable the legislature of the state of Wisconsin:*

GENTLEMEN: — Herewith please find my report as lumber inspector of District No. 6 for the year 1878, ending January 1, 1879:

	<i>Lumber.</i>	<i>Lath and Pickets.</i>	<i>Shingles.</i>
L. C. Stanley, Assignor of A. E. Pound & Co.....	3,170,984	537,550	.....
French Lumber Co.....	2,684,070	475,000	.....
Stanley Bros. & Co.....	625,000	320,000	300,000
Portable Mills.....	850,000	.....	450,000
Total in feet. . . . .	<u>7,330,054</u>	<u>1,332,550</u>	<u>750,000</u>

Respectfully Submitted,

GEO. S. ROGERS,  
*Inspector Dist. No. 6, Wis.*

## LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Withee:

Mem. No. 60, A.,

Petition of Geo. T. Phelps and one hundred and forty others of Taylor county, against the passage of any law refunding or tending to refund the indebtedness or liabilities of Taylor county, Wis.

To committee on Town and County Organization.

By Mr. Pulcifer:

Mem. No. 61, A.,

Petition of W. A. Ellis and sixty-three others, against the passage of assembly bill No. 34, to create the county of New.

To committee on Town and County Organization.

By Mr. Pulcifer:

Mem. No. 62, A.,

Petition of Chris. Hill, O. J. Yates, Chas. H. Lazelere & Co. and sixty-eight others, citizens of Langdale, in Oconto county, against the passage of No. 98, A., for a state road in Waupaca, Shawano and Oconto counties.

To committee on Roads and Bridges.

By Mr. Spence:

Mem. No. 63, A.,

Petition of Fond du Lac County Agricultural Society in relation to appropriations to State and Northern Agricultural Societies.

To joint committee on Claims.

By Mr. Pulcifer:

Mem. No. 64, A.,

Petition of C. M. Upham and 84 others, against the passage of assembly bill No. 98, for a state road in Waupaca, Shawano and Oconto counties.

To committee on Roads and Bridges.

By Mr. Pulcifer:

Mem. No. 65, A.,

Petition of Herman Julke and 24 others, against the passage of assembly bill No. 98, for a state road in Waupaca, Shawano and Oconto counties.

To committee on Roads and Bridges.

By Mr. Pulcifer:

Mem. No. 66, A.,

Petition of Wm. Roesen and 38 others, residents of Pella, Shawano county, against the passage of assembly bill No. 98, for a state road in Waupaca, Shawano and Oconto counties.

To committee on Roads and Bridges.

By Mr. Pulcifer:

Mem. No. 67, A.,

Petition of county board of supervisors of Oconto county, against the creation of the county of New, as set forth in assembly bill No. 34.

To committee on Town and County Organization.

By Mr. Wm. Wall:

Mem. No. 68, A.,

A petition of P. McCourt and many others, in reference to the House of the Good Shepherd, at Milwaukee.

To committee on Charitable and Penal Institutions.

By Mr. Theisen:

Mem. No. 69, A.,

Remonstrance of Hubert Bares and seventy-four others, citizens of Dane county, Wisconsin, against passage of Jt. Res. No. 3, A., relating to equal taxation.

To Special Committee on subject.

By Mr. Scanlon:

Mem. No. 70, A.,

Petition of Henry Bresenister and twenty-three others, asking for the laying out of a state road from Clintonville, Waupaca county, through Shawano county and Oconto county, by the way of Pella and Leopold, to the state line between the state of Wisconsin and the state of Michigan, as provided in assembly bill No. 98.

To committee on Roads and Bridges.

By Mr. Scanlon:

Mem. No. 71, A.,

Petition of Henry Raymond and sixteen others, asking for the laying out of a state road from Clintonville, Waupaca county, through Shawano county and Oconto county, by the way of Pella and Leopold, to the state line between the state of Wisconsin and the state of Michigan, as provided in assembly bill No. 98.

To committee on Roads and Bridges.

By Mr. Ringle:

Mem. No. 72, A.,

Petition of N. T. Kelly and one hundred and two others, for the repeal of chapter 258 of the laws of 1878, relating to the Shawano and Wausau state road.

To committee on Roads and Bridges.

By Mr. Scanlon:

Mem. No. 73, A.,

Petition of R. S. Gibson and one hundred and forty-three others, asking for the laying out of a state road from Clintonville, Waupaca county, through Shawano county and Oconto county, by the way of Pella and Leopold, to the state line between the state of Wisconsin and the state of Michigan, as provided in assembly bill No. 98, A.

To committee on Roads and Bridges.

By Mr. Keogh:

Mem. No. 74, A.,

Petition of 500 citizens of Milwaukee, against the present system of state prison labor.

To committee on Charitable and Penal Institutions.

By Mr. Field:

Mem. No. 75, A.,

Petition of E. Gillen, M. Colbart and 43 others, in relation to House of Good Shepherd of Milwaukee.

To committee on Charitable and Penal Institutions.

By Mr. Field:

Mem. No. 76, A.,

Petition of Paul Bohn, M. Keidel and eighty-five others in relation to House of Good Shepard of Milwaukee.

To committee on Charitable and Penal Institutions.

By Mr. Blackstone:

Mem. No. 77, A.,

Petition of D. Sprieter and fifty others, to exempt charitable institutions from taxation.

To committee on Charitable and Penal Institutions.

By Mr. Blackstone:

Mem. No. 78, A.,

Petition of O. F. Blakeley and others, to exempt charitable institutions from taxation.

To committee on Charitable and Penal Institutions.

By Mr. Blackstone:

Mem. No. 79, A.,

Petition of S. L. Allen and others, to exempt charitable institutions from taxation.

To committee on Charitable and Penal Institutions.

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## RESOLUTIONS CONSIDERED.

Res. No. 29, A.,

To provide reporters of daily papers with revised statutes, Was, with pending amendments, laid upon the table.

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## REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 222, A.,

A bill relating to the terms of the county court of Milwaukee county, and amendatory of section 2569 of the revised statutes of 1878.



Report the same back with the recommendation that it be referred to the Milwaukee Delegation.

No. 256, A.,

A bill to abolish the civil and criminal jurisdiction of the Brown county court, and to amend certain sections of the revised statutes.

No. 316, A.,

A bill to amend the third subdivision of section 1772 of the revised statutes.

Report the same back with the recommendation that they do severally pass.

No. 94, A.,

A bill to legalize the official acts of Michael Gorman, a justice of the peace.

Substitute for

No. 128, A.,

A bill to make abstracts of title to land *prima facie* evidence.

No. 208, A.,

A bill to regulate proceedings in the circuit court.

No. 234, A.

A bill to authorize the county judge of certain counties to employ an office clerk.

No. 239, A.,

A bill to legalize the acts of George Sheldon, a justice of the peace in the town of Drammen, Eau Claire county.

No. 248, A.,

A bill relating to suits against municipal corporations and pleadings therein.

With the recommendation that their consideration be severally indefinitely postponed.

No. 189, A.,

A bill in relation to actions and proceedings in which incorporated cities and villages of the state of Wisconsin are parties.

With the recommendation that it be indefinitely postponed.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes of 1878.

With the recommendation that it be referred to Mr. E. C. Wall, of Milwaukee, for perfection.

T. W. SPENCE,  
*Acting Chairman.*

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The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed:

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans Home.

No. 119, A.,

A bill relating to fumigating grain, and amendatory of section 4606 of the revised statutes of 1878.

No. 181, A.,

A bill to authorize H. O. Shullswick to build a pier extending into the waters of Lake Michigan.

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

No. 87, A.,

A bill relating to the circuit court of Winnebago county.

No. 178, A.,

A bill to authorize the county of Crawford to levy and collect a sufficient sum of money to build bridges across the Kickapoo river, and to authorize said county to build said bridges.

No. 44, A.,

A bill to legalize the action of the county board of supervisors of Waushara county, in vacating a certain piece of road at their annual session, in the year 1877.

No. 110, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of city officers of the city of Watertown,

No. 65, A.,

A bill to authorize the town of Luck, Polk county, to borrow money,

No. 120, A.,

A bill to legalize the organization of Mount Hope Cemetery Association of Brooklyn, Green county, and the acts of the trustees thereof.

No. 108, A.,

A bill to amend an act to revise and amend an act, entitled an act in relation to public schools in the city of Watertown, approved March 15, 1856, and the several acts amendatory thereof; and to repeal chapter 140 of the laws of 1856, and all acts amendatory thereof, relating to public schools in the city of Watertown, approved March 15, 1856.

No. 86, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

No. 153, A.,

A bill relating to the construction of tramways,

GEO. H. MARKHAM,

*Chairman.*

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The committee on Roads and Bridges, to whom was referred

No. 230, A.,

A bill to amend subdivision 1 of section 1240, and section 1248 of chapter 52 of the revised statutes, entitled of highways and bridges,

Report the same back without any recommendation.

No. 51, A.,

A bill to lay out and establish a state road from the village of Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau,

Report the same back with an amendment, and recommend its passage when so amended.

No. 185, A.,

A bill to amend section 1319 of the revised statutes, relating to erecting and repairing bridges,

Report the same back with an amendment, and recommend its passage when so amended.

No. 237, A.,

A bill amendatory of chapter 385, laws of Wisconsin for the year 1876, entitled an act to lay out, open and establish a state road from at or near Jenny, in Lincoln county, to Westboro, in Taylor county, and to intersect the new Yellow river road in Chippewa county,

Report the same back and recommend that it do pass.

J. M. THOMAS,

*Chairman.*

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The committee on Banks, Banking and Insurance, to whom was referred

No. 197, A.,

A bill to amend subdivision 4 of section 1915 of the revised statutes of 1878, relating to foreign insurance companies,

Have considered the same, and report it back with an amendment and recommend its passage when so amended.

No. 259, A.,

A bill to amend section 1931, chapter 89 of the revised statutes of 1878, entitled of insurance companies,

And recommend its passage.

No. 226, A.,

A bill to amend section 1690 of the revised statutes,

And recommend its indefinite postponement.

B. E. HUTCHINSON,

*Chairman.*

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The committee on Enrolled Bills, to whom was referred

No. 1, A.,

A bill to authorize the county of Shawano to borrow money,

Report the same carefully compared and correctly enrolled.

JOHN W. BLACKSTONE,

*Chairman.*

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The committee on Agriculture, to whom was referred

No. 144, A.,

A bill to repeal certain provisions of section 1464 of chapter 60 of the revised statutes of 1878.

Respectfully report the same back to the house, and recommend it do pass.

No. 20, A.,

A bill to amend section 4560 of chapter 185 of the revised statutes of 1878, an act relating to penalty for catching fish in lakes or water course, by net, spear, etc.

No. 67, A.,

A bill to give liens upon crops to farm laborers and others.

Respectfully report the same back to the house and recommend that they be indefinitely postponed.

FRANK MITCHELL,  
*Chairman.*

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The committee on Ways and Means, to whom was referred

No. 278, A.,

A bill to provide for furnishing copies of the Blue Book for 1879.

Report the same back to the house and recommend that it be referred to committee on Claims.

N. J. FIELD,  
*Chairman.*

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The committee on Incorporations, to whom was referred

No. 246, A.,

A bill to amend an act entitled an act to revise, consolidate and amend an act to incorporate the city of Waupaca, approved March 5, 1875.

No. 249, A.,

A bill relating to the boundary of the city of Prairie du Chien.

Have had the same under consideration, and report the same back without amendment and recommend their passage.

A. E. GILBERT,  
*Chairman.*

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The committee on Claims, to whom was referred

No. 202, A.,

A bill to appropriate a certain sum of money therein named to Brown & Foster.

Have had the same under consideration, and report the same back, with the recommendation that it do pass. Senator Welch dissenting.

No. 103, A.,

A bill to appropriate a certain sum of money therein named to I. C. Sloan.

Have had the same under consideration, and have amended it and recommend that it do pass when so amended.

No. 199, A.,

A bill to appropriate a sum of money therein named to the Waupaca Agricultural and Mechanical Association, in Waupaca county.

Have had the same under consideration, and recommend that it be indefinitely postponed.

J. T. MILLS,  
*Chairman.*

The committee on Education, to whom was referred

No. 245, A.,

A bill to amend section 450 of the revised statutes, relating to certificates and examinations of teachers.

Have had the same under consideration, and have instructed me to report it back with the recommendation that it do pass.

Also No. 38, A.,

A bill to secure to children the benefits of an elementary education.

With amendments, and recommend its passage when so amended.

ELIHU BAILEY,

*Chairman.*

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### REPORTS OF STANDING COMMITTEES.

The committee on State Lands, to whom was referred

No. 57, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Plover, in Portage county,

With recommendation that it do pass.

No. 111, A.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to joint school district No. 1, of Mauston, Lindina and Lemonwier, in Juneau county.

No. 231, A.,

A bill to authorize the county of Trempealeau to borrow money,

With amendment, and recommend their passage when so amended.

No. 196, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Little Wolf, in Waupaca county, in this state,

With recommendation that it do pass.

No. 203, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of St. Lawrence, county of Waupaca,

With recommendation that it do pass.

A. P. ELLINWOOD,

*Chairman.*

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### REPORTS OF SPECIAL COMMITTEES.

The Milwaukee Delegation, to whom was referred

No. 186, A.,

A bill to repeal sections 1, 2 and 3 of chapter 168 of the private and local laws of 1854, relating to the construction and maintaining of a flume in the second ward of the city of Milwaukee.

Have had the same under consideration, and report back to the house with the recommendation that it do pass.

No. 83, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the south side sewerage district.

No. 215, A.,

A bill to amend section 32 of chapter 144 of the laws of 1875, relating to the giving of notice of the repairing of sidewalks in the city of Milwaukee.

No. 216, A.,

A bill to amend section 33 of chapter 144, relative to assessments for street sprinkling in the city of Milwaukee.

No. 225, A.,

A bill to amend chapter 280 of the laws of 1874, entitled an act relating to jurors of the courts of Milwaukee county.

Respectfully report the same back and recommend that they be indefinitely postponed.

E. B. SIMPSON,  
*Chairman.*

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Report of the Milwaukee delegation, to whom was referred

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

Have had the same under consideration, and report the same back without action with a recommendation that the same be referred to the committee on Judiciary.

E. B. SIMPSON,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 85, S.,

A bill relating to chapter 159, laws of Wisconsin for the year 1878, and amendatory of section 2 of sub-chapter 3, section 4 of sub-chapter 7, section 3 of sub-chapter 12, and section 10 of sub-chapter 15, and to repeal section 10 of sub-chapter 4 of said chapter 159, entitled an act to revise the charter of the city of Chippewa Falls.

**MESSAGE FROM THE SENATE.**

By CHAS. E. BROSS, chief clerk thereof.

**Mr. SPEAKER:**

I am directed to inform you that the senate has concurred with the assembly in

No. 84, A.,

A bill to provide for the payment of a sum of money to James Edwards.

And have adopted and asks the concurrence of the assembly in

Jt. Res. No. 14, S.,

Relating to the use of brass tester by purchasers of wheat, and appointing a joint committee to enquire into the cause of complaint, and have appointed as such committee on the part of the senate Senators Bailey and Paul.

Jt. Res. No. 14, S.,

Relating to decision of the supreme court made February 4, 1879, in the case of Plummer against the supervisors of Marathon county, and appointing a joint committee to report to their respective houses.

Senators Burrows, Houghton and Hudd were appointed as such committee on the part of the senate.

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**MESSAGES FROM THE SENATE CONSIDERED.**

Jt. Res. No. 13, S.,

Was concurred in, and Messrs. Bottom, Lewis and Fleming appointed as such committee on the part of the assembly.

No. 85, S.,

Was referred to committee on Incorporations.

Jt. Res. No. 14, S.,

Was concurred in, and Messrs. Spence, Quarles, Burdge, Haugen and Reynolds, appointed as such committee on the part of the assembly.

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On motion of Mr. E. C. Wall, the rules were suspended and

No. 316, A.,

A bill to amend the third subdivision of section 1772 of the revised statutes,

Was read a third time and passed.

Mr. Haugen moved to reconsider the vote by which

No. 19, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county treasurer,

Was yesterday ordered engrossed and read a third time.

Mr. Carel moved to lay the motion to reconsider on the table,

Which motion prevailed.

Mr. Spence moved that the assembly resolve itself into a committee of the Whole,

Which motion did not prevail.

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On motion of Mr. McDill,  
The assembly adjourned.

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THURSDAY, FEBRUARY 6, 1879.

Assembly met.

The speaker in the chair.

Prayer by the Rev. Mr. Winter.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, De Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, Melvin, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker Kelly.

Absent — Messrs. Allen, A. C., Hemschemeyer, McRae and Mills.

Absent with leave — Mr. Zander.

Leaves of absence were granted to Messrs. Hemschemeyer and McRae indefinitely, and to Mr. Allen, A. C., till Friday morning.



## COMMUNICATION.

STATE OF WISCONSIN,  
Office of the Secretary of State,  
MADISON, February 5, 1879.

HON. D. M. KELLY,

*Speaker of the assembly.*

SIR:— I have honor to transmit herewith a copy of the annual report of the commissioners of the Wisconsin Railroad Farm Mortgage Land Company, filed in this office this day, in accordance with the provisions of chapter 446 of the private and local laws of 1868, and acts amendatory thereof.

Very respectfully,

HANS B. WARNER,  
*Secretary of State.*

*Report of Commissioners of Wisconsin Railroad Farm Mortgage Land Company.*

To the Honorable HANS B. WARNER,

*Secretary of State.*

Sir:— In compliance with chapter 446 of the private and local laws of 1868, the commissioners of the Wisconsin Railroad Farm Mortgage Land Company make

## REPORT.

The principal transactions during the year ending December 31, 1878, briefly stated are: Sales of a small quantity of land, collections on outstanding land contracts, payment of dividends to claimants, hearing and filing proof of claims under chapter 33 of the laws of 1878, settling and perfecting title in the company to certain lands forfeited by reason of purchasers failing to pay balances due on contracts therefor, and prosecution of the cause now pending in the United States circuit court, to recover the remainder of the land earned and due for building the sixty-one miles of railroad between Portage City and Tomah.

Descriptive lists of the unsold patented lands have been published and distributed with price affixed below the original valuation. The small quantity sold is attributed to the inferior quality of the lands and the general depression of real estate.

During the year 1878, the company has recovered title to lands sold on contract which have been forfeited.....	<i>Acres.</i> 4,705.73
Lands unsold January 1, 1878.....	18,878.76
Total quantity of land offered during year.....	23,084.49
The quantity sold.....	480.00
Remaining unsold January 1, 1879.....	<u>22,604.49</u>

The following statement will show the collections and disbursements during the year 1878, and the condition of the fund on the 1st of January, 1879:

Balance on hand January 1, 1878.....	\$11,922 33
Principal collected on land sales and land contracts.....	2,636 02
Interest collected on land contracts in 1878.....	861 58
Interest collected on bank deposits in 1878.....	450 00
Fees received from claimants in 1878.....	4 95
Total.....	<u>\$15,874 88</u>

#### DISBURSEMENTS FOR 1878.

Paid 26 claims for dividends, amounting to.....	\$1,586 58
Services and expenses of commissioners, and expenses of land office, as per vouchers on file in the office of sec'y of state..	1,604 84
Balance on hand January 1, 1879.....	12,683 46
Total.....	<u>\$15,874 88</u>

There are sixty-six outstanding land contracts; a large portion on most of them have been paid. It would require much labor to determine the exact amount now due or to become due thereon; collections are constantly being made and indorsed upon these contracts; the aggregate collections thereon during the year 1878 are included in the items above enumerated.

There are thirty-four land contracts on which small payments have been made, and the time for final payment has expired; on some of these, foreclosure proceedings have been commenced. The result of such proceedings have terminated, in some instances, in recovering title to the lands contracted, because of the inability of the purchasers to pay the balance due. Up to the first day of January, 1878, 962 claims have been proved and admitted to the list. Since that time, under the provisions of chapter 33 of the laws of 1878, six additional claims have been proved and admitted to said list, making total number of 968. They represent \$1,268,990.81. The amount required to pay six per cent. on these claims, is \$76,139.44.

The number of claims paid during the year 1878 are 26, making the total number of claims paid 881. The aggregate amount paid thereon is \$72,022.01. There now remains 87 unpaid claims, representing \$68,623.84. To pay 6 per cent. on this amount will require \$4,117.43. It will be seen that a second dividend cannot be paid unless the company succeed in the suit now pending in the United States court for title to the remainder of land earned by building the 61 miles of railroad from Portage City to Tomah.

A history of this case, together with a history of the management of the lands heretofore patented to the company was given

in the report of the commissioners for the year 1876, to which all parties interested are respectfully referred.

Respectfully submitted,

D. W. MAXON,  
PETER HOUSTON,  
S. M. CARR,  
H. McFARLANE,  
IRA W. BIRD,  
JOHN STEINER,

*Commissioners.*

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The undersigned committee, chosen by a meeting of farm mortgagors to examine and investigate all the affairs of the Wisconsin Railroad Farm Mortgage Land Company, and also to examine the books, vouchers, records and papers belonging to said company, report to the honorable secretary of state, and for the information of all parties concerned, as follows: By a careful examination of all the matters referred to, the committee have fully discharged their duty, and have the honor to state that we found the affairs of said company economically managed, the books and vouchers correct, and the business of said company since its organization has been transacted to our entire satisfaction.

JOHN KISSINGER,  
PHILIPP LEHNER,  
LORENZ GUTH, Sen.,  
*Farm Mortgagors.*

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#### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Scanlon:

Mem. No. 80, A.,

Petition of F. M. Guernsey and one hundred and fifty-nine others, asking for the laying out of a state road from Clintonville, Waupaca county, through Shawano county and Oconto county, by the way of Pella and Leopolis, to the state line between the state of Wisconsin and the state of Michigan, as provided by assembly bill No. 98.

To committee on Roads and Bridges.

By Mr. Spence:

Mem. No. 81, A.,

Petition of N. C. Griffin and sixty-six others, citizens of Fond du Lac, praying for the passage of assembly bill No. 24.

To committee on Charitable and Penal Institutions.

By Mr. Withee:

Mem. No. 82, A.,

Remonstrance of D. Dickinson, Geo. L. Lloyd and thirty-nine

others, residents of Clark county, against the passage of No. 205, A., erecting the county of Webster.

To committee on Town and County Organization.

By Mr. Withee:

Mem. No. 83, A.,

Remonstrance of Duncan & Taylor and forty-nine others, residents and tax-payers of Taylor county, against the passage of No. 177, A.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 84, A.,

Petition of R. J. MacBride, Robert Ross and forty others against the erection of the county of Webster.

To committee on Town and County Organization.

By Mr. Pulicifer:

Mem. No. 85, A.,

Remonstrance of Geo. W. Gibbs and several hundred others, against the passage of assembly bill No. 98, for a state road from Clintonville to some point on state line, passing through Shawano and Cconto county.

To committee on Roads and Bridges.

By Mr. Withee:

Mem. No. 86, A.,

Remonstrance of Chauncey Blakester, James O'Neill and 42 others, residents and tax payers of Clark county, against any division of Clark county.

To committee on Town and County Organization.

By Mr. Withee:

Mem. No. 87, A.,

Remonstrance of L. A. Burby and 38 others, citizens and tax payers of Taylor county, against the passage of assembly bill No. 177, authorizing Taylor county to borrow money.

To committee on Town and County Organization.

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#### RESOLUTIONS INTRODUCED.

By Mr. Spence:

Jt. Res. No. 16, A.,

*Resolved by the assembly, the senate concurring,* That the superintendent of public property is instructed to place at half-mast throughout the day the flag at the dome of the capitol, in honor of the memory of the late Hon. Levi B. Vilas, a pioneer and distinguished citizen of this state, and a former member of the legislature, and that our sincere sympathies are tendered to the family and friends of the deceased.

On motion of Mr. Spence, the rules were suspended and the resolution adopted.

By Mr. Mills:

Jt. Res. No. 17, A.,

*Resolved by the assembly, the senate concurring,* That the members of the legislature, in common with their fellow citizens, have heard with profound sorrow and grief of the death of Hon. Levi B. Vilas, which took place at his residence in this city at five o'clock this morning.

*Resolved,* That the deceased was bound to his fellow citizens of this city and state by all the ties which unite man to his brother man, by a large personal acquaintance; by intimate and sincere friendship; by the homage which we naturally pay to virtue and talent, large-hearted benevolence, a generous public spirit and tried patriotism; by a long residence in our midst and extensive business interests, and by untarnished honor, both in public and private life.

*Resolved,* That a joint committee be appointed, consisting of three from the house and two from the senate, to co-operate with the citizens of this place and the friends and family of the deceased, in arranging the proper mode by which we may unite with our fellow citizens in attending as a body the funeral and last rites due to the honored dead, and said committee will report to their respective houses.

On motion of Mr. Mills, the rules were suspended and the resolution adopted.

Messrs. Mills, Lovejoy and Keogh were appointed as such committee on the part of the assembly.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 171, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Bear creek, in Barron county.

No. 187, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Ten Mile Creek, in Chippewa county, Wisconsin.

No. 193, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Yellow river, in Barron county,

Respectfully report the same back by substitute, with the recommendation that the substitutes do severally pass.

No. 30, A.,

A bill to amend section 1771 of the revised statutes.

No. 31, A.,

A bill to provide for the confirmation of sales made by trustees.

Report the same back, that they be severally referred to Mr. McRae for correction.

No. 337, A.,

A bill defining the manner of finding a verdict by a petit jury.

Report the same back with amendment, recommending the

adoption of the amendment, and without recommendation as to the bill when so amended.

No. 289, A.,

A bill to amend section 3640 of chapter 156 of the revised statutes of 1878, relative to jurors in justice courts.

No. 336, A.,

A bill to prohibit the electors in all incorporated villages in St. Croix county from voting for chairman of the board of supervisors for the town in which said villages are situated.

Report the same back with recommendation that their consideration be severally indefinitely postponed.

No. 272, A.,

A bill relating to and amendatory of chapter 16 of the private and local laws of 1872, entitled an act to incorporate the city of Eau Claire.

Report the same back with the recommendation that it do pass.

W. E. CARTER, *Chairman*.

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The committee on Ways and Means, to whom was referred

No. 24, A.,

A bill relating to charitable, benevolent and fraternal societies and associations,

Have had the same under consideration, and respectfully report the same back by a substitute, and recommend the passage of same.

N. J. FIELD, *Chairman*.

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The committee on State Affairs, to whom was referred

Jt. Res. No. 6, A.,

Amending the constitution, and providing for biennial sessions of the legislature.

No. 117, A.,

A bill to provide for the erection of a fish hatching house in the city of Milwaukee.

No. 253, A.,

A bill to protect and preserve fish in lakes Winnebago, Little Butte des Morts, Butte des Morts, Winneconne, Poygan, Apuokaway, Buffalo, and the waters of the upper and lower Fox rivers, including all streams, creeks, sloughs, bayous, marshes or waters adjacent or tributary thereto.

No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

Report the same back to the house, and recommend that they do pass. Mr. Lewis dissenting as to Jt. Res. No. 6.

No. 45, A.,

A bill to equalize the expenses of the surveys of land in the counties of the state of Wisconsin.

And recommend that the same be indefinitely postponed.

E. D. COE, *Chairman*.

The committee on Engrossed Bill have had under consideration the following bills, and respectfully report them correctly engrossed:

No. 47, A.,

A bill to amend section 1 of chapter 318 of the laws of 1878, entitled an act to authorize Frederick G. Stanley and others to build and maintain a dam or dams across Court Oreille river, in the county of Chippewa, state of Wisconsin,

No. 155, A.,

A bill relating to the preservation of trout in the waters of St. Croix, Pepin and Pierce counties, and amendatory of section 1 of chapter 126 of the laws of 1878.

No. 122, A.,

A bill to repeal chapter 238 of the private and local laws of 1878, entitled an act to authorize the town of Amherst to build a town hall.

No. 174, A.,

A bill to authorize John Furlong to build and maintain a pier extending into the waters of Lake Michigan.

No. 132, A.,

A bill to authorize the city of Jefferson to borrow money.

No. 192, A.,

A bill to amend chapter 145 of the laws of 1878, entitled an act relating to the publication and sale of the reports of the geological survey, and amendatory of chapter 121 of the laws of Wisconsin of 1876.

No. 168, A.,

A bill to legalize the actions of school district number four, in the town of Clear Lake, in Polk county,

No. 8, A.,

A bill to regulate the time for holding the general and special terms of the circuit court in the 8th judicial circuit, and to authorize the circuit judge of said circuit to appoint special terms therein.

No. 182, A.,

A bill to amend section 356 of chapter 22 of the revised statutes, relating to the distribution of public documents.

No. 188, A.,

A bill to authorize Wm. LeRoy to build and maintain a pier extending into the waters of Sturgeon Bay.

No. 212, A.,

A bill to amend chapter 182 of the general laws of 1875, entitled an act to amend chapter 550 of private and local laws of 1867, entitled an act to amend chapter 233 of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison.

No. 213, A.,

A bill to authorize Wm. T. Price, his associates and assigns, to erect and maintain a dam or dams across, and make other improvements in O'Niel creek, in Clark county,

No. 165, A.,

A bill to confer certain powers upon the cities and incorporated villages of the state of Wisconsin, in respect to the use of their streets and alleys.

No. 96, A.,

A bill to legalize the action therein named of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts.

No. 76, A.,

A bill to amend section 2424 of the revised statutes, and to provide for the terms of the circuit court in the first judicial circuit, and to provide for special terms therein.

No. 15, A.,

A bill to prohibit the killing of deer in Door county for shipment outside of Door county.

No. 72, A.,

A bill to amend section 1121 of chapter 49 of the revised statutes, relative to the collection and payment of taxes.

No. 82, A.,

A bill relating to the municipal court of Milwaukee county.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred

No. 169, A.,

A bill to amend section 1777 of the revised statutes of 1878.

Have had the same under consideration, and have instructed me to report the same back without recommendation, and ask that it be referred to committee on Judiciary.

S. R. CLARK,  
*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred

No. 251, A.,

A bill to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

Have had the same under consideration and have instructed me to report the same back with the recommendation that it do pass.

S. R. CLARK,  
*Chairman.*

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The committee on Assessment and Collection of Taxes, to whom was referred

No. 229, A.,

A bill relating to the apportionment of state taxes, and amendatory of section 1069 of chapter 48 of the revised statutes,

Report the same back to the house and recommend its passage.

No. 217, A., and substitute for No. 217, A.,

A bill to amend section 1050 of chapter 48 of the revised statutes of 1878, relating to the assessment of property,



Report the same back to the house, and recommend that the same be indefinitely postponed.

No. 180, A.,

A bill to distribute more equally the burdens of taxation in certain counties of this state,

Have had the same under consideration, and report the same back to the house with amendments, and recommend its passage when so amended.

A. P. LOVEJOY,  
*Chairman.*

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The committee on Roads and Bridges, to whom was referred

No. 219, A.,

A bill relating to toll gates on the Madison, Watertown and Milwaukee Plankroad, and amendatory of section 1, chapter 7, of the laws of 1862.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

J. M. THOMAS,  
*Chairman.*

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The committee on Incorporations, to whom was referred

No. 242, A.,

A bill to amend an act entitled an act to consolidate and amend the act to incorporate the village of Waterloo, and the acts amendatory thereof, approved March 18, 1867.

Have had the same under consideration, and report back the same with a recommendation that it be indefinitely postponed.

No. 116, A.,

A bill to improve the Soft Maple Creek, in the county of Chippewa, Wisconsin, and to grant to Mark Douglas, his heirs and assigns, certain powers and privileges therein named.

With amendments, and recommend its passage as so amended.

No. 214, A.,

A bill to authorize William Baker and others to build and maintain a dam across and otherwise improve the South Fork of Yellow river, in Taylor county, for log-driving purposes.

With amendments, and recommend its passage as so amended.

No. 85, S.,

A bill relating to chapter 159, laws of Wisconsin for the year 1878, and amendatory of section 2 of sub-chapter 3, section 4 of sub-chapter 7, section 3 of sub-chapter 12, and section 10 of sub-chapter 15, and to repeal section 10 of sub-chapter 4 of said chapter 159, entitled an act to revise the charter of the city of Chippewa Falls.

And recommend the concurrence of the assembly in the passage of the bill.

A. E. GILBERT,  
*Chairman.*

The committee on Enrolled Bills, to whom was referred

No. 23, A.,

A bill to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.

No. 48, A.,

A bill to provide for special terms of the circuit court in the seventh judicial circuit.

No. 316, A.,

A bill to amend the third subdivision of section 1772 of the revised statutes.

Jt. Res. No. 5, A.,

In relating to lake and harbor improvements.

Report the same carefully compared and correctly enrolled.

JOHN W. BLACKSTONE,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 105, A.,

A bill to amend chapter 71, laws of 1875, entitled an act granting to S. D. Van Gorder and his associates the right to establish and maintain a ferry across the Mississippi river, in the county of Buffalo, opposite the city of Winona, in the state of Minnesota.

Have had the same under consideration, and recommend that it be indefinitely postponed.

J. W. DeGROFF,  
GEO. H. MARKHAM,  
*Select Committee.*

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The Select committee to whom was referred

No. 271, A.,

A bill to authorize the city of Winona to construct, operate and maintain a bridge across the Mississippi river.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

J. W. DeGROFF,  
GEORGE H. MARKHAM,  
JAMES BARRY,  
*Select Committee.*

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The Select Committee to whom was referred

No. 65, A.,

A bill to further protect life and limb.

Have had the same under consideration, and respectfully report

the same back with the recommendation that it be recommitted to the Railroad Committee.

FRANK MITCHELL,  
*Chairman.*

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The Ozaukee County Delegation, to whom was referred  
No. 388, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

For perfection, report the same back perfected, and ask that it be printed and be referred to the committee on State Lands.

W. H. FITZGERALD,  
*Committee.*

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On motion of Mr. Post,  
The rules were suspended, and  
No. 196, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Little Wolf, in Waupaca county, in this state.

Was taken from the general file, and read a third time and passed.

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On motion of Mr. Quarles, the consideration of  
No. 13, A.,  
A bill to suppress vagrancy,  
Was postponed till to-morrow.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

##### MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 316, A.,

To amend the 3d subdivision of section 1772 of the revised statutes.

And have passed and ask the concurrence of the assembly in  
No. 16, S.,

A bill to authorize Benjamin F. McMillan and Charles S. McMillan to erect and maintain a dam across the Little Eau Plain river.

No. 20, S.,

A bill to amend sections 850 and 851 of the revised statutes of 1878, entitled of town officers.

No. 21, S.,

A bill to appropriate the sum of two thousand dollars to the Wisconsin State Agricultural Society.

No. 24, S.,

A bill to authorize the construction of a dam across the Big Eau Plain River in Marathon county.

No. 36, S.,

A bill to appropriate the sum of one thousand dollars to the Northern Wisconsin Agricultural and Mechanical Association.

No. 56, S.,

A bill to legalize the action, therein set forth, of the Columbus Town Fire Insurance company.

No. 35, S.,

A bill to legalize the election of the officers of the Delton Cemetery Association and the acts of the officers so elected.

No. 55, S.,

A bill to amend section 1527, chapter 63, of the revised statutes of 1878, entitled of the relief and support of the poor.

No. 39, S.,

A bill to legalize the official acts of Wm. McDermott as a notary public for Fond du Lac county.

No. 38, S.,

A bill to amend section 1 of chapter 475 of the private and local laws of 1870, entitled an act to amend section 6 of chapter 65 of the laws of 1849, entitled an act to incorporate the Wisconsin Bridge Company.

And have concurred with the assembly in

Jt. Res. No. 11, A.,

Relating to appointment of joint committee of five to devise legislation relating to incurable insane of this state.

And have appointed Senators Treat and Chipman as such committee on the part of the senate.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has amended and concurred in as amended,

No. 6, A.,

A bill to authorize the committee appointed by the justices of the supreme court to revise rules of practice in the circuit and county courts to employ a clerk.

Jt. Res. No. 17, A.,

Relating to decease of Hon. Levi B. Vilas and appointing a Joint Committee to co-operate with citizens of Madison to arrange for funeral services.

Senators Bailey and Anderson were appointed as such committee on part of the senate.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

Jt. Res. No. 16, A.,

Instructing the superintendent of public property to place at half mast throughout this day, the flag on dome of capitol, in honor of the memory of Hon. Levi B. Vilas.

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SENATE MESSAGE CONSIDERED.

Nos. 21, S., and 36, S.,

To committee on Agriculture.

No. 39, S.,

To committee on Judiciary.

Nos. 35, S., and 38, S.,

To committee on Incorporations.

No. 56, S.,

To committee on Insurance, Banks and Banking.

No. 20, S.,

To committee on Town and County Organization.

No. 55, S.,

To committee on Charitable and Penal Institutions.

Nos. 16, S., and 24, S.,

To committee on Lumber and Manufactures.

The senate amendments to

No. 6, A.,

Were concurred in.

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ASSEMBLY BILLS ON THEIR THIRD READING.

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans Home.

No. 119, A.,

A bill relating to fumigating grain, and amendatory of section 4606 of the revised statutes of 1878.

No. 181, A.,

A bill to authorize K. O. Shullswick to build a pier extending into the waters of Lake Michigan.

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

No. 87, A.,

A bill relating to the circuit court of Winnebago county.

14—A. J.

No. 178, A.,

A bill to authorize the county of Crawford to levy and collect a sufficient sum of money to build bridges across the Kickapoo river, and to authorize said county to build said bridges.

No. 44, A.,

A bill to legalize the action of the county board of supervisors of Waushara county, in vacating a certain piece of road at their annual session, in the year 1877.

No. 110, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of the city officers of the city of Watertown.

No. 65, A.,

A bill to authorize the town of Luck, Polk county, to borrow money.

No. 120, A.,

A bill to legalize the organization of Mount Hope Cemetery Association of Brooklyn, Green county, and the acts of the trustees thereof.

No. 108, A.,

A bill to amend an act to revise and amend an act, entitled an act in relation to public schools in the city of Watertown, approved March 15, 1856, and the several acts amendatory thereof; and to repeal chapter 140 of the laws of 1856, and all acts amendatory thereof, relating to public schools in the city of Watertown, approved March 15, 1856.

No. 86, A.,

A bill to authorize the commissioners of the public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

Were read a third time and passed.

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On motion of Mr. Hutchinson,  
The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. E. C. Wall in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration.

No. 197, A.,

A bill to amend subdivision 4 of section 1915 of the revised statutes of 1878, relating to foreign insurance companies.

No. 259, A.,

A bill to amend section 1931, chapter 89 of the revised statutes of 1878, entitled of insurance companies.

No. 222, A.,

A bill relating to the terms of the county court of Milwaukee county, and amendatory of section 2569 of the revised statutes of 1878.

No. 256, A.,

A bill to abolish the civil and criminal jurisdiction of the Brown county court, and to amend certain sections of the revised statutes.

No. 94, A.,

A bill to legalize the official acts of Michael Gorman, a justice of the peace.

No. 208, A.,

A bill to regulate proceedings in the circuit court.

No. 234, A.

A bill to authorize the county judge of certain counties to employ an office clerk.

No. 239, A.,

A bill to legalize the acts of George Sheldon, a justice of the peace in the town of Drammen, Eau Claire county.

No. 248, A.,

A bill relating to suits against municipal corporations and pleadings therein.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes of 1878.

No. 230, A.,

A bill to amend subdivision 1 of section 1240, and section 1248 of chapter 52 of the revised statutes, entitled of highways and bridges,

No. 51, A.,

A bill to lay out and establish a state road from the village of Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau,

No. 185, A.,

A bill to amend section 1319 of the revised statutes, relating to erecting and repairing bridges,

No. 237, A.,

A bill amendatory of chapter 385, laws of Wisconsin for the year 1876, entitled an act to lay out, open and establish a state road from at or near Jenny, in Lincoln county, to Westboro, in Taylor county, and to intersect the new Yellow river road in Chippewa county,

No. 246, A.,

A bill to amend an act entitled an act to revise, consolidate and amend an act to incorporate the city of Waupaca, approved March 5, 1875.

No. 249, A.,

A bill relating to the boundary of the city of Prairie du Chien.

No. 144, A.,

A bill to repeal certain provisions of section 1464 of chapter 60 of the revised statutes of 1878.

No. 20, A.,

A bill to amend section 4560 of chapter 185 of the revised statutes of 1878, an act relating to penalty for catching fish in lakes or water course, by net, spear, etc.

No. 67, A.,

A bill to give liens upon crops to farm laborers and others.

No. 278, A.,

A bill to provide for furnishing copies of the Blue Book for 1879.

No. 202, A.,

A bill to appropriate a certain sum of money therein named to Brown & Foster.

No. 103, A.,

A bill to appropriate a certain sum of money therein named to I. C. Sloan.

No. 199, A.,

A bill to appropriate a sum of money therein named to the Waupaca Agricultural and Mechanical Association, in Waupaca county.

No. 245, A.,

A bill to amend section 450 of the revised statutes, relating to certificates and examinations of teachers.

No. 38, A.,

A bill to secure to children the benefits of an elementary education.

No. 57, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Plover, in Portage county.

No. 111, A.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to joint school district No. 1, of Mauston, Lindina and Lemonweir, in Juneau county.

No. 231, A.,

A bill to authorize the county of Trempealeau to borrow money.

No. 196, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Little Wolf, in Waupaca county, in this state.

No. 203, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of St. Lawrence, county of Waupaca.

No. 186, A.,

A bill to repeal sections 1, 2 and 3 of chapter 168 of the private and local laws of 1854, relating to the construction and maintaining of a flume in the second ward of the city of Milwaukee.

No. 83, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the south side sewerage district.

No. 215, A.,

A bill to amend section 32 of chapter 144 of the laws of 1875,



relating to the giving of notice of the repairing of sidewalks in the city of Milwaukee.

No. 216, A.,

A bill to amend section 33 of chapter 134, relative to assessments for street sprinkling in the city of Milwaukee.

No. 225, A.,

A bill to amend chapter 280 of the laws of 1874, entitled an act relating to jurors of the courts of Milwaukee county.

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

No. 146, A.,

A bill to authorize the judge of the third judicial circuit to appoint interpreters for the circuit court of Washington county.

No. 226, A.,

A bill to amend section 1690 of the revised statutes.

Without amendment.

No. 189, A.,

A bill in relation to actions and proceedings in which incorporated cities and villages of the state of Wisconsin are parties.

With amendment.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 256, 57, 144, 186, 203, 237, 245, 246, 249, A.,

Were ordered engrossed and read a third time.

Nos. 231, 185, 111, 51, A.,

Were amended, and ordered engrossed and read a third time.

Nos. 20, 83, 94, 103, 146, 199, 208, 215, 216, 225, 234, 230, 239, 189, 248, A.

Were indefinitely postponed.

No. 197, A.,

Was laid aside till Tuesday.

No. 67, A.,

Was referred to committee on Judiciary.

No. 226, A.,

Was laid aside until Tuesday.

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Mr. Keogh moved that 500 copies of the report of Commissioners of Wisconsin Railroad Farm Mortgage Land Company be printed for the use of the legislature.

Which motion prevailed.

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On motion of Mr. Markham,

The assembly adjourned.

FRIDAY, FEBRUARY 7, 1879.

Assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Winter.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Davison, De Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Frost, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker Kelly.

Absent: Messrs. Blackstone, Condit, J. D., Cox and Root.

Absent with leave: Messrs. Hemschemeyer, McRae and Zander.

Leaves of absence were granted to Messrs. Petersen, J. C., Quarles, Vincent, G. R., Frank, Wall, E. C., Fleming, Root, Steffen, Cox, Gray, and the sergeant-at-arms till Monday evening; to Messrs. Peterson, A., Ingram and Ringle till Tuesday morning, and to Mr. Condit, J. D., till Wednesday.

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#### COMMUNICATIONS.

MADISON, *February 6, 1879.*

HON. D. M. KELLY,

*Speaker of the Assembly.*

DEAR SIR: We herewith hand you, by request, a memorial of the surviving members of the two constitutional conventions, unanimously adopted at a meeting held on the 5th inst., with the

request that you will present it to the body over which you preside and cause the same to be spread at length upon its Journal.

Very truly yours,

H. A. TENNEY,

DAVID ATWOOD,

*Secretaries.*

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The surviving members of the constitutional conventions of 1846 and 1847-8, in convention assembled, at the capitol in Madison, February 5, 1879, to hear, among other things, the report of the committee appointed by them one year ago, to collect, collate and prepare sketches of the lives and personal career of each of the members thereof, for preservation, as a valuable addition to public annals, and having examined and approved the same, respectfully memorialize the legislature as follows:

1. To authorize the secretary of state to subscribe for a fixed number of copies of the same from the secretaries appointed to prepare the work and superintend the publication, at a price not exceeding eighty cents per copy, the volume to contain not less than four hundred pages, the same to be executed in first class style, on good book paper, neatly printed and substantially bound in cloth covers, properly lettered and delivered to the state within six months after the date of such official order.

2. That to furnish the legislature with its usual number of copies, the surviving and deceased members of the conventions, their families and immediate relatives, now increased to several thousands, and to the historical society, for the purposes of exchange, we think the number of volumes ought not to be less than five thousand.

3. That engraved or photograph likenesses of members, either deceased or now living, should be permitted to be procured for insertion in said volume in the greatest number possible, and invited from all who may be able to furnish them, for the greater completeness and embellishment of said work.

4. That if this, our petition, is granted, that the proper distribution of said volumes be provided for, as far as possible, in the act authorizing the same in order that the legislature, members of the conventions and relatives of deceased, copies for exchange or otherwise may be duly and definitely determined by legal authority.

In making this appeal to the legislature, it is but proper to say, we are but a feeble band of aged citizens, drawn together by a bond of common sympathy, love for each other, and veneration for a state our labors helped to create, over whose destinies we have ever anxiously watched, and for whose preservation and prosperity we shall, while life lasts, ever earnestly pray. This is probably our last assemblage upon earth. More than half of our number have already fallen, and disease, old age, growing infirmities and natural decay, admonish us that the time is near when there will be no survivors. We have believed that in assisting to make the constitution of Wisconsin we made a record worthy of perpetuation in the memory of the future. But as the cost of publishing this memorial

volume is too great for our sadly thinned numbers, we make this appeal to the legislature, trusting to its enlightened liberality to grant the favor solicited, and that our petition will not be deemed offensive or out of place.

*Resolved*, That the secretaries of this convention be requested to transmit a copy of the foregoing memorial to the president of the senate, and speaker of the assembly, and request that the same may be laid before each of said bodies, for such action as they may see proper to take in the premises.

The above memorial and resolution were unanimously adopted by the convention of survivors of the two constitutional conventions held at Madison on the 5th day of February, 1879.

Attest:

MOSES M. STRONG,  
*President.*  
H. A. TENNEY,  
DAVID ATWOOD,  
*Secretaries.*

STATE OF WISCONSIN,  
*Office of Secretary of State Agricultural Society,*  
MADISON, Feb. 6, 1879.

Hon. D. M. KELLY,

*Speaker of the Assembly:*

MR. SPEAKER — I have been instructed by the agricultural convention, now in session, to present for the consideration of the honorable assembly the enclosed resolution, this day unanimously adopted by said convention.

Your obedient servant,

GEO. E. BRYANT,  
*Secretary State Ag'l Soc'y.*

*Resolved*, By the Agricultural and Horticultural Convention, that in view of the importance of the agricultural interests in the state of Wisconsin, the legislature is hereby requested to pass the bill that recently passed the senate appropriating the usual sum of money — \$2,000 — to the State Agricultural Society.

Mr. Spence moved that when the assembly adjourn, it be till 7 o'clock this evening.

Which motion prevailed.

On motion of Mr. Spence,

No. 256, A.,

A bill to abolish the civil and criminal jurisdiction of the Brown county court, and to certain sections of the revised statutes,

Which was yesterday ordered engrossed,

Was recommitted to committee on Judiciary.

Mr. Mills at this time asked leave to present the following report of joint committee appointed under Jt. Res. No. 17, A.:

The members of the joint committee of the senate and assembly,

to whom was referred the joint resolution of yesterday, advising arrangements to be made by both houses to manifest their respect for the late Hon. Levi B. Vilas, report to their respective houses that they have made such arrangements with Mr. Gregory, who was authorized to act in behalf of the friends and family of the deceased. That they have been requested by him to inform the officers and members of the legislature that the funeral services will take place at the residence of the deceased, on Saturday, the 8th instant, at 2 o'clock P. M., and that their presence on that occasion will ever be remembered by survivors and friends, as the expression of a common grief and sorrow over the loss of a widely known and honored fellow-citizen.

The joint committee therefore recommend the following resolution, and that all officers and members of the legislature not necessarily absent will comply therewith:

*Resolved*, That the officers and members of the senate and assembly meet together in the house of the assembly at half-past 1 o'clock P. M., on Saturday next, and from there go in a body to the residence of the deceased to be present at the funeral services on that day.

MATT. ANDERSON,  
D. R. BAILEY,  
J. T. MILLS,  
ED. KEOGH,  
A. P. LOVEJOY.

The report was received, and the accompanying resolution adopted.

On motion of Mr. Hutchinson,

The communication from the State Agricultural Society was referred to the committee on Agriculture.

And the memorial of the surviving members of the constitutional conventions was referred to the committee on State Affairs.

On motion of Mr. McDill,

No. 113, A.,

A bill to amend sections 4 and 5, chapter 203, laws of Wisconsin of 1878, entitled an act to provide for laying out and establishing a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

Which was reported by committee on Roads and Bridges, was referred to committee on State Lands.

On motion of Mr. Mills,

No. 311, A.,

A bill altering the time of holding the September term of the Grant county court,

Was taken up, and the rules were suspended and the bill read a third time and passed.

On motion of Mr. Hutchinson, the vote by which

No. 103, A.,

A bill to appropriate to I. C. Sloan a sum of money therein named,

Was yesterday postponed was reconsidered, and the bill was amended and ordered engrossed and read a third time.

## LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Spiering:

Mem. No. 88, A.,

Petition of August Faltz and twenty-seven others, citizens of Dodge county, relating to No. 100, A., a bill to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

To committee on Judiciary.

By Mr. Spiering:

Mem. No. 89, A.,

Petition of George Newton and eighty-eight others, citizens of Dodge county, relating to No. 100, A., a bill to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

To committee on Judiciary.

By Mr. Spiering:

Mem. No. 90, A.,

Petition of Wm. Schmitt and 81 others, citizens of Dodge county, relating to No. 100, to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

To committee on Judiciary.

By Mr. Spiering:

Mem. No. 91, A.,

Petition of August Ruchbusch, chairman of the town of Williamstown, a citizen of Dodge county, relating to bill No. 100, A., to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

To committee on Judiciary.

By Mr. Spiering:

Mem. No. 92, A.,

Petition of John Tiell and one hundred and sixty-three other citizens of Dodge county, relating to bill No. 100, A., a bill to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

To committee on Judiciary.

By Mr. W. J. Vincent:

Mem. No. 93, A.,

Petition of Andrew Kent and one hundred and ninety-one others of the town of Farmington, Polk county, to abolish the brass tester in the buying and selling of wheat.

To Special Committee, Mr. Bottum, chairman.

## REPORT OF STANDING COMMITTEE.

To committee on Judiciary, to whom was referred

No. 152, A.,

A bill relating to county courts, and amendatory of section 2456 of chapter 114 of the revised statutes.

Respectfully report the same back with the recommendation that it do pass.

No. 140, A.,

A bill to amend sections 490, 492, 493, 494, 436 of the revised statutes, relating to free high schools.

Report the same back with amendments, with recommendation that the bill pass when so amended.

No. 160, A.,

A bill to legalize the acts of town treasurers and sheriffs in making the collection of taxes and in the return of unpaid taxes.

Report the same back by substitute, with recommendation that the substitute pass.

No. 153, A.,

A bill relating to the construction of tramways,

No. 169, A.,

A bill to amend section 1777 of the revised statutes of 1878.]

No. 293, A.,

A bill to legalize the acts of the Red Wing & Trenton Transit Company, and to authorize said corporation to hereafter file in the office of the secretary of state a certified copy of its articles of association.

Report the same back with recommendation that their consideration be severally indefinitely postponed, the committee being of opinion that they are unconstitutional.

No. 27, A.,

A bill to legalize the acts of the board of supervisors of the town of Naples, in Buffalo county.

No. 99, A.,

A bill relating to the taxation of dogs and amendatory of section 1623 of the revised statutes.

No. 235, A.,

A bill to provide for necessary clerical and other assistance in the office of the reporter of the supreme court.

No. 275, A.,

A bill to amend section 4284 of the revised statutes, relating to proceedings in insolvency.

No. 333, A.,

A bill to provide for reprinting the notes of the revisers of the revised statutes.

Report the same back with recommendation that their consideration be severally indefinitely postponed.

W. E. CARTER,  
*Chairman.*

The committee on Incorporations, to whom was referred  
No. 32, A.,

A bill to amend an act entitled an act to incorporate the Peshigo Lumbering and Manufacturing Company, approved October 11, 1856, and the amendments thereto.

Have had the same under consideration, and report the same back with a recommendation that it be referred to the Shawano Delegation.

No. 258, A.,

A bill to amend section 4 of chapter 208 of the private and local laws of 1878, entitled an act to amend an act entitled an act to incorporate the Apple River Log Driving Company, approved March 6, 1878.

And report back the same with a recommendation that it be indefinitely postponed.

A. E. GILBERT,  
*Chairman.*

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The committee on Town and County Organization, to whom was referred

No. 109, A.,

A bill to amend city charter of Plymouth,

With amendment, and recommend that it do pass when so amended.

No. 131, A.,

A bill relating to and amendatory of section 10 of chapter 10 of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson,

With recommendation that it do pass.

No. 133, A.,

A bill relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson,

With recommendation that it do pass.

No. 136, A.,

A bill to amend section 9 of chapter 115 of an act entitled an act to incorporate the village of Shullsburg,

With recommendation that it be indefinitely postponed.

No. 129, A.,

A bill to detach certain territory from the village of West Deperre, in Brown county, and to annex the same to the town of Lawrence, in said county,

With recommendation that it be indefinitely postponed.

J. D. BULLOCK,  
*Chairman.*

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The committee on Roads and Bridges, to whom was referred

No. 113, A.,

A bill to amend sections 4 and 5, chapter 203, laws of Wisconsin for 1878, entitled an act to provide for laying out, establishing



and building a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

No. 261, A.,

A bill to provide for the laying out a state road from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, in the town of Green Bay, in Brown county.

And report it back with the recommendation that it do pass.

J. M. THOMAS,  
*Chairman.*

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The committee on Education, to whom was referred

No. 266, A.,

A bill in relation to religious exercises in public schools.

Have had the same under consideration, and have instructed me to report it back to the assembly with the recommendation that it be indefinitely postponed.

Mr. Fleming dissenting.

No. 269, A.,

A bill to amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts.

And recommend its passage.

No. 334, A.,

A bill entitled an act to enable graded and high schools to procure the illustrated historical atlas of Wisconsin.

With amendments, and recommend its passage when amended.

ELIHU BAILEY,  
*Chairman.*

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The committee on Charitable and Penal Institutions, to whom was referred

No. 115, A.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money therein named, for the erection of additional wings, and for the purpose of increasing the capacity of said institution.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

JAMES HILL,  
*Chairman.*

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The joint committee on Claims, to whom was referred

No. 250, A.,

A bill for the relief of James S. Wells.

No. 145, A.,

A bill for the relief of E. J. Pettys.

Have had the same under consideration, and report them back with the recommendation that they do pass.

No. 228, A.,

A bill to appropriate a certain sum of money therein named to George W. Perry.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

J. T. MILLS,  
*Chairman.*

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The committee on Agriculture, to whom was referred

No. 201, A.,

A bill to amend section 1 of chapter 327 of the laws of Wisconsin of 1874, and section 1 of chapter 262 of the laws of Wisconsin of 1878, entitled an act relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

Respectfully report the same back to the house and recommend that it do pass.

No. 167, A.,

A bill to amend section 1390 of chapter 55 of the revised statutes of 1878, by adding the words "wire and barbed wire," after the word "boards," in the second line of said section.

Respectfully report the same with amendments back to the house and recommend that it do pass.

FRANK MITCHELL,  
*Chairman.*

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To committee on Insurance, Banks and Banking, to whom was referred

No. 283, A.,

A bill to amend section 1042, chapter 48 of the revised statutes, relating to the assessment of bank stock.

Have considered the same, and recommend its indefinite postponement.

No. 170, A.,

A bill amending section 1972, chapter 89 of the revised statutes of 1878, entitled of insurance corporations.

And recommend its reference to the Special committee having in charge all bills and petitions relating to fire insurance companies, to which was referred 211, A., and 259, A.

No. 257, A.,

A bill to prevent incendiarism and frauds in insurance.

Without recommendation.

B. E. HUTCHINSON,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 378, A.,

A bill in relation to the duties of assessors.

Beg leave to report the same back, and ask that it be ordered printed and re-referred to committee on Assessment and Collection of Taxes.

ROGER WILLIAMS,  
*Select Committee.*

So ordered.

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The Select Committee to whom was referred  
No. 390, A.,

A bill to amend section 4 of chapter 228 of the laws of 1876, relating to the disbursements of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

Have had the same under consideration, and reports the same back with a substitute and recommends i-s reference to the committee on Judiciary.

C. A. MASSE,  
*Acting Chairman.*

So ordered.

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#### ASSEMBLY BILLS ON THIRD READING.

No. 47, A.,

A bill to amend section 1 of chapter 318 of the laws of 1878, entitled an act to authorize Frederick G. Stanley and others to build and maintain a dam or dams across Court Oreille river, in the county of Chippewa, state of Wisconsin.

No. 155, A.,

A bill relating to the preservation of trout in the waters of St. Croix, Pepin and Pierce counties, and amendatory of section 1 of chapter 126 of the laws of 1878.

No. 122, A.,

A bill to repeal chapter 238 of the private and local laws of 1878, entitled an act to authorize the town of Amherst to build a town hall.

No. 174, A.,

A bill to authorize John Furlong to build and maintain a pier extending into the waters of Lake Michigan.

No. 132, A.,

A bill to authorize the city of Jefferson to borrow money.

No. 192, A.,

A bill to amend chapter 145 of the laws of 1878, entitled an act relating to the publication and sale of the reports of the geological survey, and amendatory of chapter 121 of the laws of Wisconsin of 1876.

No. 168, A.,

A bill to legalize the actions of school district No. 4, in the town of Clear Lake, in Polk county.

No. 8, A.,

A bill to regulate the time for holding the general and special terms of the circuit court in the 8th judicial circuit, and to authorize the circuit judge of said circuit to appoint special terms therein.

No. 182, A.,

A bill to amend section 356 of chapter 22 of the revised statutes, relating to the distribution of public documents.

No. 188, A.,

A bill to authorize Wm. LeRoy to build and maintain a pier extending into the waters of Sturgeon Bay.

No. 212, A.,

A bill to amend chapter 182 of the general laws of 1878, entitled an act to amend chapter 550 of private and local laws of 1867, entitled an act to amend chapter 233 of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison.

No. 213, A.,

A bill to authorize Wm. T. Price, his associates and assigns, to erect and maintain a dam or dams across, and make other improvements in O'Niel creek, in Clark county.

No. 165, A.,

A bill to confer certain powers upon the cities and incorporated villages of the state of Wisconsin, in respect to the use of their streets and alleys.

No. 96, A.,

A bill to legalize the action therein named of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts.

No. 76, A.,

A bill to amend section 2424 of the revised statutes, and to provide for the terms of the circuit court in the first judicial circuit, and to provide for special terms therein.

No. 15, A.,

A bill to prohibit the killing of deer in Door county for shipment outside of Door county.

No. 72, A.,

A bill to amend section 1121 of chapter 49 of the revised statutes, relative to the collection and payment of taxes.

No. 82, A.,

A bill relating to the municipal court of Milwaukee county.

Were read a third time and passed.

The title to 188, A., was amended by striking out the word "Sturgeon," and inserting in lieu thereof the word "Green," and the title as amended was agreed to.

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#### BILLS REPORTED BY COMMITTEE OF THE WHOLE CONSIDERED.

On motion of Mr. A. C. Allen,

No. 24, A.,

Was postponed till Tuesday, February 11, and substitute ordered printed.

On motion of Mr. Lewis,

No. 217, A.,  
Was postponed till Tuesday, February 11, and ordered printed.  
Nos. 38, 171, 187, and 193, A.,  
Were ordered engrossed.  
No. 28, A ,  
Was indefinitely postponed.

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On motion of Mr. Carter,  
The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills,  
Mr. Nichols in the chair.  
After some time spent therein, the committee rose, and through  
their chairman, reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills, and has made progress therein, and ask leave to sit again.  
Leave granted.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 3, S.,

A bill to legalize the acts of John Carel, a justice of the peace in the county of Kewaunee.

No. 7, S.,

A bill to amend section 1997, chapter 91, of the revised statutes, relating to religious societies.

No. 18, S.,

A bill to regulate the practice of dentistry in the state of Wisconsin.

No. 28, S.,

A bill to amend section 1, chapter 297, laws of 1878, relating to the preservation of fish.

No. 30, S.,

A bill to amend chapter 135 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of La Crosse, approved February 19, 1869, and the several acts amendatory thereof, approved March 7, 1876.

No. 40, S.,

A bill to amend section 1557 of chapter 69 of the revised statutes of 1878, entitled of excise and the sale of intoxicating liquors.

No. 41, S.,

A bill to establish a municipal court in the city of Wausau and county of Marathon, and to repeal chapter 146, general laws of 1876.

No. 44, S.,

A bill to appropriate two thousand dollars to the state board of health.

No. 45, S.,

A bill to amend section 8 of chapter 178, of the general laws of 1875, entitled an act for the division of the counties of Clark, Marathon, Lincoln and Chippewa, and the erection of the county of Taylor.

No. 47, S.,

A bill to authorize the payment of expenses in securing lands, to which the state is or may be entitled.

No. 49, S.,

A bill to amend section 4565 of the revised statutes of 1878, entitled of penalty for killing game by net, trap, etc.

No. 62, S.,

A bill to amend section 401, chapter 26, revised statutes, entitled of normal schools and academies.

No. 63, S.,

A bill to provide for the election of justices of the peace in the city of Watertown.

No. 66, S.,

A bill providing for the filing and payment of county orders.

No. 72, S.,

A bill to appropriate the sum of two hundred dollars to the Columbus Union Fair Agricultural Society and the Lodi Union Agricultural Society.

No. 73, S.,

A bill to facilitate the execution of trusts assumed by the state of Wisconsin by her acceptance of the grants of land made by acts of congress, approved respectively June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

No. 74, S.,

A bill relating to the preservation of public health in Milwaukee county.

No. 75, S.,

A bill to amend section 378, chapter 25, of the revised statutes, entitled of the university.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 32, S.,

A bill to appropriate to the commissioners of fisheries a certain sum of money therein named.

No. 83, S.,

A bill to amend subdivision 6 of section 2983 of the revised statutes of 1878, entitled of property exempt from taxation.

No. 86, S.,

A bill relating to the Mutual Aid Society of Wisconsin, and amendatory of chapter 122 of private and local laws of 1870 and acts amendatory thereof.

No. 88, S.,

A bill to appropriate to the governor a sum of money therein named, for a contingent fund.

No. 90, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Beaver Dam, in Dodge county.

No. 93, S.,

A bill relating to evidence.

No. 94, S.,

A bill to authorize the secretary of state to audit certain accounts.

No. 96, S.,

A bill to repeal chapter 200 of the general laws of the state of Wisconsin for 1878, entitled an act for the protection of game in St. Croix county.

No. 121, S.,

A bill to provide for the construction of fishways in the outlet of Big Green Lake, Green Lake county.

And has concurred in the passage of

Jt. Res. No. 4, A.,

Providing for the distribution of the revised statutes.

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#### MESSAGE FROM THE SENATE CONSIDERED.

Read first and second times and referred.

On motion of Mr. Spence,

The senate message was considered.

Nos. 3, 41, 63, 66 and 93, S.,

Were referred to committee on Judiciary.

Nos. 7 and 30, S.,

Were referred to committee on Incorporations.

No. 18, S.,

Was referred to committee on Medical Societies.

Nos. 28, 32, 40, 49, 86, 96, and 121, S.,

Were referred to committee on State Affairs.

Nos. 44, 72, 83, 88 and 94, S.,

Were referred to general file.

No. 45, S.,

Was referred to committee on Town and County Organization.

Nos. 47 and 90, S.,

Were referred to committee on State Lands.

Nos. 62 and 75, S.,

Were referred to committee on Education.

No. 73, S.,  
Was referred to committee on Railroads.  
No. 74, S.,  
Was referred to Milwaukee Delegation.

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On motion of Mr. Carel,  
The assembly adjourned to 7 o'clock.

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7 o'CLOCK. P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Flinn, Ford, Frank, Frost, Gardiner, Geise, Gilbert, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Ostrander, Post, Pulcifer, Quarles, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Williams, Withee and Mr. Speaker.

Absent, Messrs. Brindley, Bullock, Fischer, Gallett, Murphy, Raesser, Reynolds and Widule.

Absent with leave, Messrs. Condit, J. D., Cox, Fleming, Gray, Hemschemeyer, Ingram, McRae, Petersen, J. C., Peterson, A., Ringle, Root, Steffen, Vincent, G. R., and Zander.

Leaves of absence were granted to Messrs. Brindley and Gallett till Monday evening, to Mr. Murphy till Tuesday morning, to Mr. Johnson till Wednesday morning, and to Mr. Barter till to-morrow.

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Mr. Fitzgerald moved that when the assembly adjourn, it adjourn till Monday evening at 7:30 o'clock.

Which motion prevailed.

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On motion of Mr. McDill,  
No. 169, A.,

A bill to amend section 1777, revised statutes of 1878.

Was taken from the general file and referred to committee on Judiciary.

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## REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 7, A.,

A bill to regulate the rate of interest.

Respectfully report the same back by substitute, with recommendation that the substitute pass, Messrs. Mills, Spence and Frost dissenting.

No. 341, A.,

A bill to repeal section 1548 of the revised statutes of 1878.

Report the same back with recommendation that it be referred to Mr. Mitchell.

No. 39, S.,

A bill to legalize the official acts of Wm. McDermott as a notary public for Fond du Lac county.

No. 93, S.,

A bill relating to evidence.

No. 361, A.,

A bill to repeal chapter 103 of the general laws of 1877, entitled an act relating to the license fund received by city of Chippewa Falls, and the acts amendatory thereof.

No. 366, A.,

A bill to legalize the official acts of Albert G. Cole, as court commissioner.

Report the same back with recommendation that they do severally pass.

No. 66, S.,

A bill providing for filing and payment of county orders,

No. 67, A.,

A bill to give lien upon crops to farm laborers and others,

No. 374, A.,

A bill relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes,

No. 386, A.,

A bill to exempt Clark county from the operation of certain laws,

No. 391, A.,

A bill to amend chapter 18 of revised statutes, and to reduce the rate of interest on property sold for unpaid taxes,

No. 395, A.,

A bill relating to the manner of commencing civil actions, and authorizing court commissioners to grant orders of publication, and amendatory of section 2640 of the revised statutes,

Report the same back with recommendation that their consideration be indefinitely postponed.

W. E. CARTER,  
*Chairman.*

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The minority of the committee on Judiciary respectfully beg leave to report on

No 7, A.,

A bill to regulate the rate of interest.

As follows:

The undersigned regard it as proper to present a brief history of the legislation of this state on the subject of interest. On page 156 of the territorial statutes of 1839 we find that interest on money was limited to 12 per cent., the penalty for the violation of the limit was the forfeiture of three times the excess above 12 per cent., recoverable by suit. When the territorial was supplanted by state organization, the statutes were revised in 1849. That revision authorized free trade in money. See Rev. Stat. 1849, ch. 45. The winds of Eolus let loose from his cave never created such a commotion in the physical world as the dreams of wild speculation on the part of the borrower and fifty or a hundred per cent. profit on the part of the lender stirred up in our enterprising young state. In many instances both lender and borrower met a common ruin.

But during that period of insane speculation, there was a class of cool, calculating, avaricious men who profited largely off of the folly and inexperience of their over sanguine neighbors. It is a law well settled in political economy that a rate of interest exceeding the profits of legitimate business disposes persons engaged in useful pursuits to sell all they have, convert it into money, loan it out, and take no further concern in mundane affairs than collect their interest. A violent reaction followed. The heart of the people was red hot against the plausible theorists who insisted that free interest would find its own level.

The legislature of 1851, see chapter 172, enacted a usury law impolitic, cruel, revengeful. To take interest above 12 per cent. was a crime; the lender was deprived of both principal and interest, and scourged with additional penalties. In 1856 the popular indignation was somewhat appeased, and the law was so modified as only to enforce the loss of the entire interest. The revised statutes of 1859, see chapter 61, continued the maximum rate of interest at 12 per cent. The present rate, 10 per cent. maximum, was fixed by chapter 202, laws of 1860. A summary of the interest laws of all the states as late as the year — may be found in 3 Parsons on Contracts, page 156.

The bill now introduced differs from chapter 79 of the revision of 1878 in fixing the rate of maximum interest at eight per cent. and when there is no contract, at six per cent. The second section of the bill sets forth no new principle. The discounting of notes where the purchaser was aware that the note or contract was executed so as to cover unlawful interest, was always usury; but many persons are not aware of this rule and it is therefore expressed in the bill.

The penalty proposed is the loss of the interest entirely, and any payment of interest on an usurious contract is to be deducted from the principle. The supreme court has decided the same rule. See.

The present bill does not require the borrower to tender the principle loaned as a condition of pleading the usury act. Such a condition, in fact, nullifies the law. The plaintiff may take his

judgment for the principle due, and risk his chance of collecting, just as other creditors must.

We shall now attempt to discuss the policy of laws limiting the rate of interest. It is said capital will avoid a state where its rapacity is controlled, or its greed not satisfied. Then shall we abolish all restrictive laws in the hope of flooding our state with gold and greenbacks and call in a swarm of brokers, bankers and loan peddlers as numerous as book agents or insurance agents or Chicago bummers? We contend, and facts will show it, that free trade in money, after the speculative delirium has passed away, tends to drive away capital from the state that tolerates it.

A community staggering under the weight of even ten per cent., and where farms are mortgaged for the utmost farthing they are worth, is a field where shysters, Shylocks and scalpers may prey upon the producing classes, but prudent and careful fair-dealing men will not go there to loan out their money, and we want none other.

We affirm that it is ten per cent. that has caused the timidity of capital in making investments and loans in our state as low as six per cent. The resources of the producing classes have been exhausted by the gorge and draughts of twelve and ten per cent. ever since Wisconsin became the abode of white men. Is it too much to assert that had not the lancet of ten per cent. pierced so deep, drawing blood from vein and artery, Wisconsin to-day would have been in such a sound, healthy financial condition that our people could have borrowed money on almost the same terms as the general government?

We could then have enacted six per cent. as the maximum limit of interest. But if limitation law drives capital away from our state, we assert that ten per cent. is expelling from our borders a great deal of the bone and sinew of our country. So alarming has this stampede become that the governors of three neighboring states in their annual messages to the legislatures, the governors of Illinois, Michigan and Minnesota, have advised these bodies to reduce the rate of interest. The governor of Minnesota does not name the reduced rates. The two other governors propose seven or eight per cent. as the maximum limit.

And what should be the maximum rate of interest in all communities and states? Clearly there can be no other just and salutary rule but this. The rate of interest should be equalized with the profits of legitimate business as nearly as possible. It is the universal belief and experience in this state, that the profits of such business, take it in mass, falls far devours ten per cent. The insatiate jaws and craving appetite of ten per cent. towards the bank, the store, the workshop; ousts the industrious farmer from his homestead, drives him westward, or corrals him in the narrowest limits of the exemption laws, without a colt, calf or lamb to begin the world anew, as the present assembly has decreed.

But will the passage of this bill actually reduce the rate of interest? A large amount of the loans made in this state are not made by bankers or brokers. The successful mechanic or farm laborer loans to his neighbor. Such lenders take no risks and gen-

erally keep inside of the law. A great many lenders are satisfied with moderate, fair interest, and are either too conscientious or too timid to violate the law. Interest, in most instances, will at least equal the legislative limit; for this legislation is regarded as a fair expression of the community as to what money is actually worth; and as much as may be said about the disregard of the usury laws, the present bill, if passed, will govern the rate of interest in almost every transaction.

Money borrowed at a lower rate will be applied in paying of ten per cent. mortgages and debts, and in a short time but few debtors will pay the latter rate. Moreover, we see by the revised statutes of the United States, sections 5197, 5198, that national banks can exact no higher interest than is allowed by the usury laws of the state where they are located, and a violation of this law is punished by the loss of the entire interest. It is said that both borrower and lender violate the law, but all such laws regard the fact that the one transgresses the law unwillingly through necessity, the other through greed.

We have not quoted dry statistics, for the facts to which we have alluded are patent to every member of the assembly.

The underlying principle of the usury laws—that is, the right of the public to limit the profits of private property under certain circumstances—has not long since been enforced by the supreme court of the United States, and is one of the most important decisions ever pronounced by that high tribunal. It scouts the idea that only the profits of corporations can be limited. Such limitation depends upon the nature of the property, no difference who owns it. See the entire case, 16 Law Register, p. 526. Mun & Scott, the owners of a Chicago elevator, claimed that an act of the Illinois legislature limiting the charge they should make for the storage of grain was a violation of the constitution of the United States.

The supreme court quote with approval the decision of the supreme court of Alabama, wherein an ordinance of the city of Mobile limiting the price and weight of baker's bread was declared constitutional.

“The legislature will not interfere with the lawful action of individuals or the mode in which private property shall be enjoyed, unless in a calling that effects the public interest and the body of the people. Upon this principle in this state tavern keepers are licensed, and the county court is required at least once a year to settle the rates of innkeepers. Upon the same principle is founded the control which the legislature has always exercised in the establishment and regulation of mills, ferries, bridges, turnpikes, roads, and kindred subjects.

To formulate in a single sentence the rule that defines the extent and right of the public to control the use of private property, as enunciated by the supreme court of the United States, it is this: There are certain species of property in the use of which the community at large is interested. If such property may be concentrated into the hands of the few so that they may oppress the many, if in the judgment of the legislature competition will not shield the

public from extortion, it may limit the maximum charges for the use of such property. All nations and peoples have ranked money in this category from time immemorial; and wherever the pendulum of legislation has swung towards free trade in money, a rebound is certain to follow, which annihilates such theories for a generation.

The owner of capital in the form of money, by watching his opportunities, can make more profit and gain out of the losses, the necessities and misfortunes of his fellow men than the owner of capital in any other form. Money has a metamorphic art which enables it, Proteus-like, to assume at will all other forms of property.

Have we not established the following propositions:

Interest on money should be limited.

That limit should correspond as near as possible with the general profits of legitimate business.

Such business, in our state, cannot afford to pay ten per cent., and no more than eight per cent.

When the rate of interest is no higher than the profits of legitimate business, honest lenders will seek such a community where loans will be safe and interest paid.

The reduction of interest to eight per cent. will enable private persons to imitate the government in borrowing money at a lower rate to pay off their debts, drawing ten per cent. interest.

That the rate of interest should never be so high as to afford inducements to abandon productive industry and engage in the loaning of money; in other words, not above the profits of such industry. The question of the rate of interest is not to be determined by particular case of hardship, either in reference to borrower or lender, but on a great public policy. Can our people pay ten per cent?

J. T. MILLS.

We dissent from the majority report. We are in favor of five per cent. as the established rate and eight per cent. as the maximum interest, but will support the substitute presented by committee-man Mills, though preferring its amendment as indicated.

G. L. FROST,  
T. W. SPENCE.

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The committee on Town and County Organization, to whom was referred

No. 314, A.,

A bill to lay out and establish a state road from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark.

Have had the same under consideration, and have instructed me to report it back with the recommendation that it do pass.

No. 166, A.,

A bill relating to town supervisors, and amendatory of section 1880 of chapter 88 of the revised statutes of 1878.

Have had the same under consideration, and report back the same with a recommendation that it be indefinitely postponed.

No 318, A.,

A bill to legalize the construction of ditches, drains or water-courses, and the assessment of benefits.

Have had the same under consideration, and report back the same with the recommendation that it be indefinitely postponed.

No. 20, S.,

A bill to amend sections 850 and 851 of the revised statutes of 1878, entitled of town officers.

Have had the same under consideration, and report the same back with a recommendation that it be indefinitely postponed.

J. D. BULLOCK,  
*Chairman.*

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The committee on Privileges and Elections, to whom was referred bill

No. 274, A.,

A bill to except the city of Fond du Lac from the provisions of sections 20, 21, 22, 23 and 24 of the revised statutes, relating to the registry of electors.

Have considered the same, and have instructed me to report it to the assembly with the recommendation that it be indefinitely postponed.

H. F. C. NICHOLS,  
*Chairman.*

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The committee on Incorporations, to whom was referred

No. 207, A.,

A bill to amend chapter 314, private and local laws of 1868, entitled an act to incorporate the village of Reedsburg,

Have had the same under consideration, and report the same with a recommendation that it be indefinitely postponed.

No. 134, A.,

A bill to enable the city of Racine to readjust its corporate debt, And recommend its passage.

No. 233, A.,

A bill to amend chapter 313 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of Racine, And recommend its passage.

No. 35, S.,

A bill to legalize the election of the officers of the Delton Cemetery Association,

No. 38, S.,

A bill to amend section 1 of chapter 475 of the private and local laws of 1870, entitled an act to amend section 6 of chapter 65 of the laws of 1849, entitled an act to incorporate the Wisconsin Bridge Company,

And recommend that they be concurred in.

A. E. GILBERT,  
*Chairman.*

The committee on State Lands, to whom was referred

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

Have had the same under consideration and report the same back with the recommendation that it be indefinitely postponed.

No. 285, A.,

A bill to enable Douglas county to settle and adjust its bonded indebtedness.

Report the same back and recommend that it do pass.

A. P. ELLINWOOD.

*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred

No. 16, S.,

A bill to authorize Benjamin F. McMillan and Charles S. McMillan to erect and maintain a dam across the Little Eau Plain river.

No. 24, S.,

A bill to authorize the construction of a dam across the Big Eau Plain river, in Marathon county.

Have had the same under consideration, and have directed me to report the same back and recommend that they do pass.

S. R. CLARK,

*Chairman.*

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The committee on State Affairs, to whom was referred

No. 227, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes, relating to game and fish.

Have had the same under consideration, and have adopted an amendment, and recommend its passage when so amended.

No. 31, S.,

A bill to encourage the artificial propagation of fish in Wisconsin.

No. 32, S.,

A bill to appropriate to the commissioners of fisheries a certain sum of money therein named.

No. 40, S.,

To amend section 1557 of chapter 69 of the revised statutes of 1878, entitled of excise and the sale of liquors.

No. 86, S.,

A bill relating to the Mutual Hail Insurance Co. of Wisconsin, and amendatory of chapter 122 of the private and local laws of 1870 and acts amendatory thereof.

And recommend that the same be concurred in.

No. 96, S.,

A bill to repeal chapter 200 of the general laws of 1878, entitled an act for the protection of game in St. Croix county.

And recommend that it be indefinitely postponed.

E. D. COE,

*Chairman.*



The committee on State Affairs, to whom was referred

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

No. 303, A.,

A bill to appropriate a sum of money therein named to defray the expenses of the committee appointed to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

And

Jt. Res. No. 15, A.,

Relating to the same subject.

Report the same back to the house, and recommend that they be severally referred to the committee on Judiciary.

No. 198, A.,

A bill to regulate the size of the mesh of the nets used in the waters of Lake Michigan, Green Bay and Lake Superior, and to repeal section 563 of the revised statutes.

And report the same back with a substitute and recommend that the substitute be printed and passed.

No. 310, A.,

A bill amendatory of section 1629, revised statutes, relating to the poisoning of wolves and other animals.

And recommend that the same do pass.

Jt. Res. No. 14, A.,

To amend art. 4 of the constitution.

No. 357, A.,

A bill to create a commission to compile and prepare a general and uniform law for the incorporation of cities in the state of Wisconsin.

And recommend that they be indefinitely postponed.

No. 102, A.,

A bill to repeal sections 1626, 1627, 1628 and 1630 of the revised statutes, entitled of dogs and wild animals.

And report the same back without recommendation.

No. 323, A.,

A bill relating to the assessment of cord wood.

And recommend its reference to the committee on Assessment and Collection of Taxes.

E. D. COE,  
*Chairman.*

The committee on Railroads, to whom was referred

No. 287, A.,

Instruct me to report the same back with amendment, and recommend that it do pass when so amended.

D. H. PULCIFIER,  
*Chairman.*



## REPORTS OF SELECT COMMITTEES.

The Select Committee, consisting of delegation from the city of Fond du Lac, to which was referred

No. 325, A.,

A bill to revise, consolidate and amend the city charter of the city of Fond du Lac.

Report the same back with the recommendation that it do pass.

T. W. SPENCE,  
*Committee.*

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The Select Committee, to whom was referred assembly bill No. 204, report the same back with amendments, and recommend it be re-referred to the Judiciary committee.

E. C. WALL,  
*Committee.*

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So ordered.

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The Milwaukee Delegation, to whom was referred

No. 221, A.,

A bill relating to the chamber of commerce of Milwaukee, and amendatory of its charter.

No. 247, A.,

A bill to authorize the city of Milwaukee to purchase and use certain machinery.

No. 222, A.,

A bill relating to the terms of the county court of Milwaukee county, and amendatory of section 2469 of the revised statutes of 1879.

Have had the same under consideration, and instruct me to report the same back with the recommendation that they do pass.

E. B. SIMPSON,  
*Chairman.*

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The Milwaukee Delegation, to whom was referred

No. 74, S.,

A bill relating to the preservation of public health in Milwaukee county.

Have had the same under consideration, and instructed me to report back the same with a recommendation that it be concurred in.

E. B. SIMPSON,  
*Chairman.*

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The Milwaukee Delegation, to whom was referred

No. 356, A.,

A bill to provide for a certain width of wheel tires of wagons carrying loads of three thousand pounds and over.

No. 141, A.,

A bill to divide the Second ward of the city of Milwaukee.

No. 176, A.,

A bill to divide the First ward of the city of Milwaukee.

No. 206, A.,

A bill amendatory of and supplementary to the charter of the city of Milwaukee.

No. 142, A.,

A bill to amend chapter 257 of the laws of 1876, entitled an act to regulate the practice of pharmacy and the sale of poisons, and to prevent adulteration of drugs and medicinal preparations in the city of Milwaukee, approved March 10, 1876.

On motion of Mr. Keogh,

The rules were suspended, and

Nos. 221, 247 and 222, A.,

Were severally read a third time and passed.

On motion of Mr. Keogh,

The rules were suspended, and

No. 74, S,

Was read a third time and concurred in.

On motion of Mr. Keogh,

The rules were suspended, and

Nos. 356, 141, 176, 206, 142 and 369, A.,

Were severally indefinitely postponed.

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#### RECOMMITMENTS.

Nos. 97 and 303, A., and Jt. Res. No. 15, A.,

To committee on Judiciary.

No. 323, A,

To committee on Assessment and Collection of Taxes.

No. 341, A.,

To Select Committee, Mr. Mitchell.

No. 204, A.,

Was recommitted to committee on Judiciary.

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#### BILLS REPORTED BY COMMITTEE OF THE WHOLE LYING OVER CONSIDERED.

No. 153, A.,

A bill relating to the construction of tramways.

No. 99, A.,

A bill relating to the taxation of dogs, and amendatory of section 1623 of the revised statutes of 1878.

Were indefinitely postponed.

Mr. Spence moved that

No. 13, A.,

A bill to suppress vagrancy,

Be taken from the committee of the Whole, and made the special order of Tuesday next.

Which order did not prevail.

Mr. Bailey moved that the assembly do now resolve itself into a committee of the Whole.

Pending which motion,

Mr. Frost moved that the assembly do now adjourn.

Which motion did not prevail.

Mr. Bentley moved that the further consideration of

No. 13, A.,

Be postponed till Tuesday.

Which motion prevailed.

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On motion of Mr. Carter,

The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Nichols in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration; some with amendments and some without.

No. 242, A.,

A bill to amend an act entitled an act to consolidate and amend the act to incorporate the village of Waterloo, and the acts amendatory thereof, approved March 18, 1867.

No. 85, S.,

A bill relating to chapter 159, laws of Wisconsin for the year 1878, and amendatory of section 2 of sub-chapter 3, section 4 of sub-chapter 7, section 3 of sub-chapter 12, and section 10 of sub-chapter 15, and to repeal section 10 of sub-chapter 4 of said chapter 159, entitled an act to revise the charter of the city of Chippewa Falls.

No. 180, A.,

A bill to distribute more equally the burdens of taxation in certain counties of this state.

No. 219, A.,

A bill relating to toll gates on the Madison, Watertown and Milwaukee Plankroad, and amendatory of section 1, chapter 7, of the laws of 1862.

Jt. Res. No. 6, A.,

Amending the constitution, and providing for biennial sessions of the legislature.

No. 117, A.,

A bill to provide for the erection of a fish hatching house in the city of Milwaukee.

No. 253, A.,

A bill to protect and preserve fish in lakes Winnebago, Little Butte des Morts, Butte des Morts, Winneconne, Poygan, Apuckaway, Buffalo, and the waters of the upper and lower Fox rivers, including all streams, creeks, sloughs, bayous, marshes or waters adjacent or tributary thereto.

No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

No. 45, A.,

A bill to equalize the expenses of the surveys of land in the counties of the state of Wisconsin.

No. 337, A.,

A bill defining the manner of finding a verdict by a petit jury.

No. 289, A.,

A bill to amend section 3640 of chapter 156 of the revised statutes of 1878, relative to jurors in justice courts.

No. 336, A.,

A bill to prohibit the electors in all incorporated villages in St. Croix county from voting for chairman of the board of supervisors for the town in which said villages are situated.

No. 272, A.,

A bill relating to and amendatory of chapter 16 of the private and local laws of 1872, entitled an act to incorporate the city of Eau Claire.

No. 251, A.,

A bill to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

No. 229, A.,

A bill relating to the apportionment of state taxes, and amendatory of section 1069 of chapter 48 of the revised statutes.

No. 217, A., and substitute for No. 217, A.,

A bill to amend section 1050 of chapter 48 of the revised statutes of 1878, relating to the assessment of property.

No. 105, A.,

A bill to amend chapter 71, laws of 1875, entitled an act granting to S. D. Van Gorder and his associates the right to establish and maintain a ferry across the Mississippi river, in the county of Buffalo, opposite the city of Winona, in the state of Minnesota.

No. 271, A.,

A bill to authorize the city of Winona to construct, operate and maintain a bridge across the Mississippi river.

No. 27, A.,

A bill to legalize the acts of the board of supervisors of the town of Naples, in Buffalo county.

No. 109, A.,

A bill to amend the city charter of Plymouth.

No. 115, A.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money therein named, for the erection of additional wings and for the purpose of increasing the capacity of said Institution.

No. 129, A.,

A bill to detach certain territory from the village of West De Pere, in Brown county, and to annex the same to the town of Lawrence, in said county.

No. 131, A.,

A bill relating to and amendatory of section 10 of chapter 10 of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 133, A.,

A bill relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 136, A.,

A bill to amend section 9 of chapter 115 of an act entitled an act to incorporate the village of Shullsburg.

No. 140, A.,

A bill to amend sections 490, 492, 493, 494 and 496 of the revised statutes, relating to free high schools.

No. 145, A.,

A bill for the relief of E. J. Pettys.

No. 152, A.,

A bill relating to county courts, and amendatory of section 2456 of chapter 114 of the revised statutes.

No. 160, A.,

A bill to legalize the acts of town treasurers and sheriffs in making the collection of taxes and in the return of unpaid taxes.

No. 167, A.,

A bill to amend section 1390 of chapter 55 of the revised statutes of 1878, by adding the words wire and barbed wire, after the word boards, in the second line of said section.

No. 201, A.,

A bill to amend section 1 of chapter 327 of the laws of Wisconsin of 1874, and section 1 of chapter 262 of the laws of Wisconsin of 1878, entitled an act relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

No. 228, A.,

A bill to appropriate a certain sum of money therein named, to George W. Perry.

No. 235, A.,

A bill to provide for necessary clerical and other assistance in the office of the reporter of the supreme court.

No. 250, A.,

A bill for the relief of James S. Wells.

No. 257, A.,

A bill to prevent incendiarism, and frauds in insurance.

No. 258, A.,

A bill to amend section 4 of chapter 206 of the private and local

laws of 1878, entitled an act to amend an act to incorporate the Apple river log driving company, approved March 6, 1878.

No. 261, A.,

A bill to provide for the laying out a state road from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, in the town of Green Bay, in Brown county.

No. 266, A.,

A bill in relation to religious exercises in public schools.

No. 269, A.,

A bill to amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts.

No. 275, A.,

A bill to amend section 4284 of the revised statutes, relating to proceedings in insolvency.

No. 283, A.,

A bill to amend section 1042, chapter 48 of the revised statutes, relating to the assessment of bank stock.

No. 293, A.,

A bill to legalize the acts of the Red Wing & Trenton Transit Company, and to authorize said corporation to hereafter file in the office of the secretary of state a certified copy of its articles of association.

No. 333, A.,

A bill to provide for reprinting the notes of the revisers of the revised statutes.

No. 334, A.,

A bill to enable graded and high schools to procure the illustrated historical atlas of Wisconsin.

No. 44, S.,

A bill appropriating twelve hundred dollars to the state board of health.

No 72, S.,

A bill to appropriate the sum of two hundred dollars to the Columbus Union Fair Agricultural society and the Lodi Union Agricultural society.

No. 83, S.,

A bill to amend subdivision 6 of section 2982 of the revised statutes of 1878, entitled property exempt from taxation.

No. 88, S.,

A bill to appropriate to the governor a sum of money therein named for a contingent fund.

No. 94, S.,

A bill to authorize the secretary of state to audit certain accounts,

. Without amendment.

No. 116, A.,

A bill to improve the Soft Maple Creek, in the county of Chippewa, Wisconsin, and to grant to Mark Douglas, his heirs and assigns, certain powers and privileges therein named,

No. 214, A.,

A bill to authorize William Baker and others to build and main-

tain a dam across and otherwise improve the South Fork of Yellow river, in Taylor county, for log-driving purposes,  
With amendments.

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#### REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 109, 116, 140, 160, 180 and 214, A.,

Were severally amended and ordered engrossed.

Nos. 201, 152, 145, 133, 131, 281, 272, 253, 251, 229, 261, 250 and 269, A.,

Without amendments, and were ordered engrossed and read a third time.

Nos. 27, 45, 105, 129, 136, 219, 228, 235, 242, 257, 258, 271, 275, 283, 289, 293, 333, 334 and 336, A.,

Were severally indefinitely postponed.

Nos. 44, 85, 88 and 94, S.,

Were ordered read a third time.

No. 167, A.,

Was amended and indefinitely postponed.

No. 115, A.,

Was recommitted to committee on Charitable and Penal Institutions.

No. 117, A.,

Was recommitted to committee on Claims.

No. 337, A.,

Was postponed till Wednesday, February 12.

Jt. Res. No. 6, A.,

Was postponed till Tuesday, February 11.

No. 72, S.,

Was recommitted to committee on Agriculture.

No. 83, S.,

Was postponed till Tuesday, February 11.

Mr. Washburn moved that

No. 266, A.,

Be laid upon the table.

The ayes and noes being ordered, the motion was refused by the following vote:

Ayes—Messrs. Ausman, Bailey, Barry, Barter, Bottum, Cady, Coe, Davison, Eastman, Flinn, Frost, Gardiner, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Johnson, Lewis, Lovejoy, Markham, McDill, Mills, Mitchell, Nichols, Post, Quarles, Thomas, Washburn, Webster and Withee—31.

Noes—Messrs. Allon, J., Allen, A. C., Bentley, Bradley, Burdge, Caryl, Carey, Carter, DeGroff, Dewing, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Ford, Frank, Geise, Greening, Hart, Keogh, La Due, Mason, Masse, Melvin, Muckerheide, Mullowney, O'Flaherty, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Theisen, Thelen, Vincent, W. J., Wall, E. C., Wall, W., Widule, Williams and Mr. Speaker—44.

Absent or not voting:

Messrs. Blackstone, Brindley, Bullock, Clark, Condit, F. T., Condit, J. D., Cox, Fleming, Gallett, Gilbert, Gray, Ingram, McRae, Murphy, Ostrander, Petersen, J. C., Peterson, A., Pulcifer, Raesser, Root, Steffen, Vincent, G. R., and Zander — 23.

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On motion of Mr. Keogh,  
The further consideration of No. 266, A., was postponed until Wednesday next, and made the special order for that day.

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On motion of Mr. Flynn,  
The assembly adjourned till Monday evening, at 7:30 o'clock.

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MONDAY, FEBRUARY 10, 1879.

7:30 O'CLOCK P. M.

Assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, De Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, Melvin, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Reynolds, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Zander and Mr. Speaker Kelly.

Absent: Messrs. Frost, Keogh, McRae, Mills, Mullowney, Spence and Withee.

Absent with leave: Messrs. J. D. Condit, Ingram, Johnson, Murphy, A. Peterson and Ringle.

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#### LEAVES OF ABSENCE

Were granted to

Messrs. Spence and Withee till Tuesday morning.

Mr. Johnson till Wednesday.

Mr. Frost indefinitely.



## LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Wm. Wall:

Mem. No. 94, A.,

Remonstrance of the common council of the city of Oshkosh against the passage of bill No. 197, A.

To Winnebago County Delegation.

By Mr. Steffen:

Mem. No. 95, A.,

Remonstrance of Thomas Weber, Peter Smith and 75 others, citizens of Outagamie county, against the passage of Jt. Res. No. 3, A., relating to equal taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Bradley:

Mem. No. 96, A.,

Petition of Steven H. Smith and 150 others, asking for the division of Oconto county and the creation of the county of New.

To committee on Town and County Organization.

By Mr. W. J. Vincent:

Mem. No. 97, A.,

Remonstrance of S. Rowcliffe and 118 others of Polk county, against the exemption of the North Wisconsin railroad from taxation.

To committee on Railroads.

By Mr. E. C. Wall:

Mem. No. 98, A.,

Remonstrance of Alexander Mitchell and 49 citizens of Milwaukee, against the passage of bill No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Quarles:

Mem. No. 99, A.,

Remonstrance of Urban J. Lewis and 50 other citizens of Kenosha, against the passage of bill No. 197, A., relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Thomas:

Mem. No. 100, A.,

Remonstrance of A. H. Krouskop and 30 others, against the passage of bill No. 197, A., to amend subdivision 4 of section 1915 of the revised statutes of 1878, relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Field:

Mem. No. 101, A.,

Remonstrance of Wm. Smeiding, B. B. Northrop and 38 others,  
against the passage of bill No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Puloifer:

Mem. No. 102, A.,

Remonstrance of John N. Palmer and thirty-two others, citi-  
zens of Waupaca county, against the passage of bill No. 98, A.,  
for a road.

To committee on Roads and Bridges.

By Mr. A. C. Allen:

Mem. 130, A.,

Petition of N. Brick and sixty-two others, citizens of Milwau-  
kee, for the passage of a law exempting from the present laws of  
this state, relating to life insurance and life insurance companies,  
all secret, charitable and benevolent orders and associations.

To committee on Charitable and Penal Institutions.

By Mr. Washburn:

Mem. No. 104, A.,

Petition of one hundred in aid of the chartered House of the  
Good Shepherd.

To committee on Charitable and Penal Institutions.

By Mr. Spiering:

Mem. No. 105, A.,

Petition of B. Walker and fifty-six other citizens of Dodge coun-  
ty, relative to the passage of bill No. 100, A., relating to remedy  
the evils consequent upon the destruction of public records of Dodge  
county by fire.

To committee on Judiciary.

By Mr. Geise:

Mem. No. 106, A.,

Petition of Th. Fuchs and seventy-eight others, citizens of Dodge  
county, relative to the passage of bill No. 100, A., relating to  
remedy the evils consequent upon the destruction of public rec-  
ords of Dodge county by fire.

To committee on Judiciary.

By Mr. Geise:

Mem. No. 107, A.,

Petition of Morris Powers and twenty others, citizens of Dodge  
county, relative to the passage of bill No. 100, A., relating to rem-  
edy the evils consequent upon the destruction of public records of  
Dodge county by fire.

To committee on Judiciary.

By Mr. Burdge:

Mem. No. 108, A.,  
Remonstrances of James M. Carpenter, and thirty others, against  
the passage of bill No. 197, A.

To committee on Insurance, Banks and Banking.

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On motion of Mr. Hutchinson,

No. 197, A.,

A bill to amend subdivision 4 of section 1915 of the revised  
statutes of 1878, relating to insurance companies,

Which was on Friday last made the special order for Tuesday,  
was recommitted to committee on Insurance, Banks and Banking.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Railroads, to whom was referred

No. 73, S.,

A bill to facilitate the execution of trusts assumed by the state  
of Wisconsin by her acceptance of the grants of land made by acts  
of congress, approved respectively June 3, 1856, and May 5, 1864,  
to aid in the construction of certain railroads in said state.

Have had the same under consideration, and have reported the  
same back with the recommendation that it do pass.

The grants to which the bill is applicable were made to the state  
by acts of congress, approved June 3, 1856, and May 5, 1864, to  
aid in the construction of a railroad from the Lake St. Croix to  
Lake Superior and to Bayfield. These acts of congress made other  
grants, to wit: for the construction of a railroad from Madison to the  
Lake St. Croix, which has now been constructed; from Fond du Lac  
northerly to the state line, and also what is now known as the Wis-  
consin Central grant. The time fixed by act of congress for the  
construction of the road from Lake St. Croix to Lake Superior ex-  
pired on the 5th day of May, 1869, and none of the road was at  
that time constructed.

In 1870, the North Wisconsin Railway Company was organized  
through the efforts of the people in that section of the state, and  
constructed thirteen miles of the road, mainly to afford to congress  
some evidence of good faith in regard to the construction of the  
road, and to prevent the passage of a bill which was then pending  
in congress to forfeit the grant. Later, the supreme court of the  
United States decided that the naked legal title to the grant was  
still in the state of Wisconsin, notwithstanding the failure to con-  
struct the road within the time fixed by the act of congress, but  
that such failure was a ground of forfeiture, the existence of which  
gave congress the right, at any time, to revoke and annul the  
grant.

In 1873, the grant was conferred upon the Milwaukee & St. Paul  
Railway Company, which company refused to accept it because of

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the unsatisfactory condition of the title (the title remains as it then was). In 1874, it was conferred upon the North Wisconsin Railway Company, by act of the legislature, which company was charged with the construction of the road, and has now constructed sixty miles thereof. The object of the bill is to enable the North Wisconsin Company to proceed with the execution of the trust.

The committee are of opinion that the bill should pass for the following, among other, reasons:

*First.* Because the duty of the state as trustee in regard to this grant seems to require it.

The grant was made to aid in the construction of this particular road. The act provided that it should be applied to no other purpose whatsoever. The state accepted, by act of legislature, the grant, and solemnly undertook the execution of the trust thereby created. While the company is engaged in the construction of the road (which is the execution of a trust assumed by the state herself), the state trustee should not levy contribution out of the lands for purposes disconnected with construction and equipment. The honest execution of the trust upon the part of the state requires that the railway company shall be permitted to utilize these lands to the fullest extent for the purpose of completing and equipping the road, unembarrassed meanwhile by state and local charges.

The title and the times are not such as to invite foreign capital to this enterprise, and it is manifest that this company, struggling as it is with a great many obstacles, cannot proceed with the construction of its road by means of the land grant, and be subjected meanwhile to the caprice and combination of local assessment.

*Second.* The act of the legislature of 1874, which conferred this grant upon the North Wisconsin Railway Company, provided that upon the construction within one year of road sufficient to make forty miles of continuous road, patents for 520 sections should be executed by the governor in the name of the state and delivered to the company. The road was constructed in accordance with the act, and the patents were executed and delivered, but within forty-eight hours the company was enjoined by the United States court, at the suit of companies claiming under alleged prior legislative grants of the same land, from selling, incumbering or using any of the lands between the six and fifteen-mile limits on either side of the road, thus tying up a strip eighteen miles wide through the lands so patented.

The injunction has been maintained from that day to this. The company has therefore been unable to use in any way an acre of the lands so enjoined to aid in proceeding with the construction of the road. Not only that, but the litigation cast a cloud upon the remainder, which was not calculated to give the company credit in the commercial world. While these lands have been thus enjoined so that not an acre could be sold for the purpose of raising money to pay taxes with, nor a tree utilized for that purpose, the process of local taxation has gone on just the same, and to-day the taxes upon the enjoined lands amount to a large sum, presenting to the North Wisconsin Railway Company, through no fault of its own, a terrible alternative. If, in the end, the lands shall be decided to

belong to this company, the statute of limitations upon tax deeds will have barred the company's title.

If, on the other hand, this company could pay and should pay eighty or ninety thousand dollars taxes on these lands, and it should be decided that they belong to the Madison and Portage R. R. Co. in part, and part to the Farm Mortgage Land Company, and the other companies parties to the litigation, the North Wisconsin could compel the repayment of none of this money, for the reason that whatever lands would go to any of these other companies are expressly exempted from taxation.

*Third.* All other land grants made by congress to the state, beginning with the Fox and Wisconsin Improvement Grant, including that, the Chicago and Northwestern Grant, the Wisconsin Central Grant; the Tomah and Lake St. Croix Grant, the Fort Howard Military Wagon Road Grant, and the lands of the Wisconsin Farm Mortgage Land Company, were exempted absolutely for a period of not less than ten years, and the committee are unable to discover any reason resting in justice or good public policy, why the North Wisconsin Railway Company, whose grant, though made by the same acts of congress as the other railway grants, has never had a moment's exemption, should not have the partial relief provided by this bill. It certainly needs it and deserves it.

*Fourth.* The company is willing, and the bill so provides, that in consideration of the relief proposed, it shall sell its agricultural lands to actual settlers at a price not to exceed two dollars and fifty cents per acre, which cannot fail to hasten settlement and increase the taxable values of that region, the benefit of which inures, of course, in a measure, to the entire state. Moreover, the bill provides that the company shall pay into the treasury during the life of the exemption, five per cent. of its gross earnings for distribution among the towns in the counties where the lands are located. As the law now stands the company would not be obliged to pay into the treasury any such sum, and it seems no more than reasonable that the towns in which these lands are situated should have the benefit of what the company is thus willing to pay.

It is easy to see that it is good public economy for the state to forbear to collect, for a short period, license fees of this company, and a little tax on its lands, if it can thereby secure the creation of railway property which will forever be compelled to pay into the public treasury whatever sum, be it large or small, the legislature may in its wisdom see fit to exact.

D. H. PULCIFER,  
JOHN BRADLEY,  
J. W. OSTRANDER,  
J. V. QUARLES,  
CHRIST. SARNOV,  
FRANCIS STEFFEN,  
WM. WALL,  
J. B. REYNOLDS,  
*Committee.*

## REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors,

Respectfully recommend that it be printed and referred to the committee on Medical Societies.

H. W. WEBSTER,  
*Select Committee.*

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The Select Committee, to whom was referred

Mem. No. 19, A.,

Petition of M. DeWitt and 106 other voters, citizens of Boscobel and vicinity, praying for a constitutional amendment prohibiting traffic in intoxicating liquors.

Have found the indorsement does not correspond with the memorial, and report it back with the recommendation that it be referred to the committee on Charitable and Penal Institutions.

ELIHU BAILEY,  
*Chairman.*

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## RECOMMITMENTS.

No. 383, A.,

Was ordered printed, and recommitted to the committee on Medical Societies.

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## SENATE BILLS ON THEIR THIRD READING.

No. 85, S.,

A bill relating to chapter 159, laws of Wisconsin for the year 1878, and amendatory of section 2 of sub-chapter 3, section 4 of sub-chapter 7, section 3 of sub-chapter 12, and section 10 of sub-chapter 15, and to repeal section 10 of sub-chapter 4 of said chapter 159, entitled an act to revise the charter of the city of Chippewa Falls.

Was concurred in.

No. 94, S.,

A bill to authorize the secretary of state to audit certain accounts.

Was concurred in by the following vote:

Ayes:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davidson, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, La Due, Lewis, Lovejoy, Markham, Ma-

son, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Reynolds, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Zander and Mr. Speaker Kelly—86.

Absent or not voting:

Messrs. Condit, J. D., Frost, Ingram, Johnson, Keogh, McRae, Mullowney, Murphy, Peterson, A., Ringle, Spence and Withee—12.  
No. 88, S.,

A bill to appropriate to the governor a sum of money therein named, for a contingent fund.

Was read a third time, and concurred in by the following vote:

Ayes:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGross, Dewing, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Lewis, Lovejoy, Mason, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Williams, Zander and Mr. Speaker—80.

Noes—Messrs. Eastman, Gardiner and Markham—3.

Absent or not voting—Messrs. Condit, J. D., Frost, Ingraham, Johnson, Keogh, La Due, McRae, Mullowney, Murphy, Peterson, A., Reynolds, Ringle, Spence, Webster and Withee—15.

No. 44, S.,

A bill to appropriate two thousand dollars to the state board of health.

Was concurred in by the following vote:

Ayes—Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Blackstone, Botrum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carter, Clark, Coe, Condit, F. T., Dewing, Eastman, Eckhardt, Ellinwood, Field, Flinn, Ford, Gallett, Geise, Gilbert, Gray, Greening, Hart, Hemschemeyer, Hill, Hutchinson, La Due, Lewis, Lovejoy, Mason, McDill, Mills, Mitchell, Nichols, Ostrander, Petersen, J. C., Post, Quarles, Raesser, Root, Sanderson, Scanlon, Spiering, Steffen, Thomas, Vincent, G. R., Wall, E. C., Wall, W., Webster, Widule, Williams and Mr. Speaker Kelly—60.

Noes—Messrs. Bentley, Carey, Cox, Davison, DeGross, Fischer, Fitzgerald, Fleming, Frank, Gardiner, Haugen, Hemmi, Markham, Masse, Melvin, Muckerheide, O'Flaherty, Sarnow, Simpson, Theisen, Thelen, Vincent, W. J., Washburn and Zander—24.

Absent or not voting—Messrs. Condit, J. D., Frost, Ingram, Johnson, Keogh, McRae, Mullowney, Murphy, Peterson, A., Pulcifer, Reynolds, Ringle, Spence and Withee—14.

Mr. Quarles moved that the vote by which

No. 167, A.,

A bill to amend section 1390 of chapter 55 of the revised statutes of 1878, by adding the words "wire and barbed wire," after the word "boards," in the second line of said section.

Was on Friday indefinitely postponed, be reconsidered and re-committed to the committee on Agriculture.

Which motion prevailed.

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**BILLS REPORTED BY COMMITTEE OF THE WHOLE  
LYING OVER CONSIDERED**

No. 67, A.,

A bill to give liens upon crops to farm laborers and others,  
Was indefinitely postponed.

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**MESSAGE FROM THE SENATE.**

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 5, A.,

A bill relating to the operations of the United States coast survey.

M. C. No. 1, A.,

For the resurvey of the proposed harbor at Kewaunee, Wisconsin.

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**MESSAGE FROM THE SENATE.**

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 46, S.,

A bill to amend sections 3329 and 3330 of chapter 143 of the revised statutes of 1878, entitled of liens.

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**SENATE MESSAGE CONSIDERED.**

Read first and second times, and referred.

No. 46, S.,

To committee on Judiciary.

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On motion of Mr. Carter,

The assembly resolved itself into a



## COMMITTEE OF THE WHOLE,

On the general file of bills,

Mr. Quarles in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills, gone through with the same, and has instructed me to report sundry bills to the assembly for consideration.

No. 102, A.,

A bill to repeal sections 1626, 1627, 1628 and 1630 of the revised statutes, entitled of dogs and wild animals.

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

No. 134, A.,

A bill to enable the city of Racine to readjust its corporate debt.

No. 39, S.,

A bill to legalize the official acts of Wm. McDermott as a notary public for Fond du Lac county.

No. 93, S.,

A bill relating to evidence.

No. 361, A.,

A bill to repeal chapter 103 of the general laws of 1877, entitled an act relating to the license fund received by city of Chippewa Falls, and the acts amendatory thereof.

No. 366, A.,

A bill to legalize the official acts of Albert G. Cole, as court commissioner.

No. 66, S.,

A bill providing for filing and payment of county orders.

No. 374, A.,

A bill relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes,

No. 386, A.,

A bill to exempt Clark county from the operation of certain laws,

No. 391, A.,

A bill to amend chapter 18 of revised statutes, and to reduce the rate of interest on property sold for unpaid taxes,

No. 395, A.,

A bill relating to the manner of commencing civil actions, and authorizing court commissioners to grant orders of publication, and amendatory of section 2640 of the revised statutes,

No. 314, A.,

A bill to lay out and establish a state road from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark.

No. 166, A.,

A bill relating to town supervisors, and amendatory of section 1880 of chapter 88 of the revised statutes of 1878.

No. 318, A.,

A bill to legalize the construction of ditches, drains or water-courses, and the assessment of benefits.

No. 20, S.,

A bill to amend sections 850 and 851 of the revised statutes of 1878, entitled of town officers.

No. 274, A.,

A bill to except the city of Fond du Lac from the provisions of sections 20, 21, 22, 23 and 24 of the revised statutes, relating to the registry of electors.

No. 207, A.,

A bill to amend chapter 314, private and local laws of 1868, entitled an act to incorporate the village of Reedsburg.

No. 233, A.,

A bill to amend chapter 313 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of Racine.

No. 35, S.,

A bill to legalize the election of the officers of the Delton Cemetery Association.

No. 38, S.,

A bill to amend section 1 of chapter 475 of the private and local laws of 1870, entitled an act to amend section 6 of chapter 65 of the laws of 1849, entitled an act to incorporate the Wisconsin Bridge Company.

No. 285, A.,

A bill to enable Douglas county to settle and adjust its bonded indebtedness.

No. 16, S.,

A bill to authorize Benjamin F. McMillan and Charles S. McMillan to erect and maintain a dam across the Little Eau Plain river.

No. 24, S.,

A bill to authorize the construction of a dam across the Big Eau Plain River in Marathon county.

No. 227, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes, relating to game and fish.

No. 31, S.,

A bill to encourage the artificial propagation of fish in Wisconsin.

No. 32, S.,

A bill to appropriate to the commissioners of fisheries a certain sum of money therein named.

No. 40, S.,

To amend section 1557 of chapter 69 of the revised statutes of 1878, entitled of excise and the sale of liquors.

No. 86, S.,

A bill relating to the Mutual Hail Insurance Company of Wisconsin, and amendatory of chapter 122 of private and local laws of 1870 and acts amendatory thereof.

No. 96, S.,

A bill to repeal chapter 200 of the general laws of 1878, entitled an act for the protection of game in St. Croix county.

No. 198, A.,

A bill to regulate the size of the mesh of the nets used in the waters of Lake Michigan, Green Bay and Lake Superior, and to repeal section 563 of the revised statutes.

No. 325, A.,

A bill to revise, consolidate and amend the city charter of the city of Fond du Lac.

No. 310, A.,

A bill amendatory of section 1629, revised statutes, relating to the poisoning of wolves and other animals.

No. 287, A.,

A bill relating to fencing the Pine River Valley and Stevens Point railroad.

Jt. Res. No. 14, A.,

To amend art. 4 of the constitution.

Without amendment.

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#### REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 233, 285, 310, 314, 361, A.,

Were ordered engrossed and read a third time.

Nos. 227 and 287, A.,

Were amended and ordered engrossed and read a third time.

Nos. 16, 24, 35, 38, 39, 86, 93, 31, 40 and 32, S.,

Were ordered to a third reading.

No. 102, A.,

Was postponed to Wednesday next.

Nos. 66, S., and 124, A.,

Were referred to committee on State Affairs.

No. 274, A.,

Was referred to Select Committee, Mr. Lovejoy.

No. 357, A.,

Was referred to committee on Judiciary.

Jt. Res. No. 14, A.,

Was referred to Joint Committee on Temperance.

Nos. 20 and 96, S., 166, 207, 318, 386, 391 and 395, A.,

Were indefinitely postponed.

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On motion of Mr. Mason,  
The assembly adjourned.

TUESDAY, FEBRUARY 11, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Wilkinson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davidson, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lovejoy, Markham, Mason, Masse, McDill, McRea, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent:

Messrs. Gray, Lewis, Mullowney and Murphy.

Absent with leave:

Messrs. Condit, J. D., Frost, Johnson and Spence.

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#### LEAVES OF ABSENCE

Were granted to

Messrs. Spence and Murphy till Wednesday morning.

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The speaker called Mr. Keogh to the chair.

## LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. J. C. Peterson:

Mem. No. 109, A.,

Petition of Rev. M. Wendland and 85 others of the city of Appleton, in aid of the chartered House of the Good Shepherd, situated in Milwaukee.

To committee on Charitable and Penal Institutions.

By Mr. Bentley:

Mem. No. 110, A.,

Remonstrance by H. Friend & Bros., E. Silverman & Co., H. Stern, Jr., & Bro., Storm & Hill, Wisconsin Leather Co., T. A. Chapman & Co., and 21 other citizens of Milwaukee, against the passage of bill No. 197, A., relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. McRae:

Mem. No. 111, A.,

Remonstrance of William Henneman and others, of Chippewa county, Wisconsin, against the passage of Nos. 359 and 360, relating to funding the indebtedness of Chippewa county.

To committee on Judiciary.

By Mr. Raesser:

Mem. No. 112, A.,

Remonstrance of H. Ludington, Ferd. Kuehn, John Johnston, Marshall & Ilsley, Jos. Schlitz Brewing Co., Ph. Best Brewing Co., Val. Blatz, and thirty-two other citizens of Milwaukee, against the passage of bill No. 197, A., relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Widule:

Mem. No. 113, A.,

Remonstrance of Inbusch Bros., David Adler & Sons, B. Leidersdorf & Co., Goll & Frank, Fred Vogel, Jr., John Nazro & Co. and 51 other citizens of Milwaukee, against the passage of No. 197, A. relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Ingram:

Mem. No. 114, A.,

Remonstrance of D. R. Moon, G. B. Chapman and 62 others, against the passage of No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Hutchinson:

Mem. No. 115, A.,

Remonstrance of the bishops and clergy of the Madison Convocation of the Protestant Episcopal Church.

To committee on Assessment and Collection of Taxes.

By Mr. W. J. Vincent:

Mem. No. 116, A.,

Remonstrance of Joseph Remillard and fifteen others of the town of Farmington, Polk county, against the exemption of the North Wisconsin R. R. Co. from taxation.

To committee on Railroads.

By Mr. Pulcifer:

Mem. No. 117, A.,

Remonstrance of D. A. Matteson and 68 other citizens of Clintonville and Embarrass, in Waupaca county, against the passage of No. 98, A., for a state road through Waupaca, Shawano and Oconto counties.

To committee on Roads and Bridges.

By Mr. Gray:

Mem. No. 118, A.,

Remonstrance of W. A. Brandenstein and others against the passage of No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Carter:

Mem. 119, A.,

Remonstrance of Graham and Brenner and 30 others, against the passage of bill No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Markham:

Mem. No. 120, A.,

Petition from citizens of Trempealeau county, to submit to a vote of the people an amendment to the constitution of the state entirely prohibiting the manufacture and sale of intoxicating drink within the state.

To Select Committee of five, Mr. Bailey chairman, on part of assembly.

By Mr. Flinn:

Mem. No. 121, A.,

Remonstrance of C. H. Jacobs and eighteen others of Watertown, against the passage of bill No. 197, A., relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Fitzgerald:

Mem. No. 122, A.,

Petition of Peter Reise and one hundred others, citizens of Ozaukee county, favoring the passage of bill No. 7, A., a bill to regulate the rate of interest.

To committee on Insurance, Banks and Banking.

By Mr. Lovejoy:

Mem. No. 123, A.,

Remonstrance of H. A. Doty and 11 others, against the passage of bill No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Lovejoy:

Mem. No. 124, A.,

Remonstrance of W. A. Lawrence and 70 others, against the passage of bill No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Lovejoy:

Mem. No. 125, A.,

Remonstrance of E. L. Dewark and 25 others against the passage of No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Spiering:

Mem. No. 126, A.,

Petition of Henry Plagemann and 49 others, citizens of Dodge county, to pass No. 100, A., to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

To committee on Judiciary.

By Mr. W. J. Vincent:

Mem. No. 127, A.,

Petition of W. W. Smith, of Clear Lake, Polk county, and one hundred others, asking for the exemption of lands of North Wisconsin Railway Company from taxation.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 128, A.,

Petition of Worthy Prentice, of Clayton, and ninety others, asking for the exemption of the lands of the North Wisconsin Railway Company from taxation.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 129, A.,

Petition of J. C. Gorsuch of Clear Lake, and 38 others, asking the exemption of the lands of the North Wisconsin Railway Company from taxation.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 130, A.,

Petition of G. W. Reed, Black Brook, Polk county, and 17 others, asking for the exemption of lands of North Wisconsin Railway Company from taxation.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 131, A.,

Petition of G. W. Slater, of Clear Lake, and 51 others, asking for the exemption of the lands of the North Wisconsin Railway Company from taxation.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 132, A.,

Petition of A. B. Peabody, of Alden, Polk county, and 105 others, asking for the exemption of the lands of the North Wisconsin Railway Company from taxation.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 133, A.

Petition of W. L. Saddler, of Polk county, and eleven others, asking for exemption of lands of North Wisconsin Railway Company from taxation.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 134, A.,

Petition of S. B. Dresser of Osceola, Polk county, and thirty-four others, asking for the exemption of the lands of the North Wisconsin Railway Company from taxation.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 135, A.,

Petition of Columbus Law, of Alden, Polk county, and 11 others, asking for the exemption of the lands of the North Wisconsin Railway Company from taxation.

To committee on Railroads.

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#### REPORTS OF STANDING COMMITTEES.

The committee on State Lands, to whom was referred

No. 90, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Beaver Dam, in Dodge county.

Report the same back with recommendation that it do pass.

A. P. ELLINWOOD,

*Chairman.*

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On motion of Mr. Ellinwood,

The rules were suspended, and

No. 90, S.,

Was read a third time and concurred in.

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#### SENATE BILLS ON THEIR THIRD READING.

No. 39, S.,

A bill to legalize the official acts of Wm. McDermott as a notary public for Fond du Lac county.



No. 93, S.,

A bill relating to evidence.

No. 35, S.,

A bill to legalize the election of the officers of the Delton Cemetery Association.

No. 38, S.,

A bill to amend section 1 of chapter 475 of the private and local laws of 1870, entitled an act to amend section 6 of chapter 65 of the laws of 1849, entitled an act to incorporate the Wisconsin Bridge Company.

No. 16, S.,

A bill to authorize Benjamin F. McMillan and Charles S. McMillan to erect and maintain a dam across the Little Eau Plain river.

No. 24, S.,

A bill to authorize the construction of a dam across the Big Eau Plain river in Marathon county.

No. 31, S.,

A bill to encourage the artificial propagation of fish in Wisconsin.

Were read a third time and concurred in.

No. 32, S.,

A bill to appropriate to the commissioners of fisheries a certain sum of money therein named,

Was concurred in by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Burdge, Cady, Caryl, Carter, Clark, Coe, Condit, F. T., Cox, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fliinn, Gallett, Geise, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Markham, Masse, McDill, McRae, Mitchell, Muckerheide, Ostrander, Post, Pulcifer, Quarles, Raesser, Ringle, Sanderson, Sarnow, Simpson, Spiering, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Webster, Widule, Withee, Zander and Mr. Speaker — 62.

Noes — Messrs. Bailey, Barry, Bullock, Carey, Davison, Fitzgerald, Fleming, Ford, Frank, Gardiner, Gilbert, Gray, Greening, Lovejoy, Mason, Melvin, Mills, Mullooney, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Root, Scanlon, Steffen, Theisen, Thelen, Washburn and Williams — 30.

Absent or not voting:

Messrs. Condit, J. D., Frost, Johnson, Lewis, Reynolds and Spence—6.

No. 40, S.,

A bill to amend section 1557 of chapter 69 of the revised statutes of 1878, entitled of excise and the sale of intoxicating liquors.

No. 86, S.,

A bill relating to the Mutual Hail Insurance company of Wisconsin, and amendatory of chapter 122 of private and local laws of 1870, and acts amendatory thereof.

Were referred to committee on Judiciary.

REPORT OF THE COMMITTEE OF THE WHOLE LYING  
OVER CONSIDERED.

No. 24, A.,

A bill relating to charitable, benevolent and fraternal societies.  
Was laid aside till Thursday.

No. 217, A.,

A bill pertaining to assessment of property, and to amend section 1050, chapter 48 of the revised statutes.

Was postponed till Thursday.

No. 226, A.,

A bill to amend section 1690 of the revised statutes.

Was indefinitely postponed.

No. 83, S.,

A bill to amend subdivision 6 of section 2982 of the revised statutes of 1878, entitled of property exempt from taxation.

The question being on ordering the bill to a third reading,

Mr. Melvin moved the previous question,

Which being seconded,

The main question was then ordered,

By the following vote:

Those voting in the affirmative were

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchin-son, Ingram, Keogh, La Due, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker—85.

None voting in the negative.

Absent or not voting:

Messrs. Condit, J. D., Cox, Frost, Gray, Johnson, Lewis, Lovejoy, Puloifer, Reynolds, Simpson, Spence, Vincent, W. J., and Wall, E. C. — 13.

The ayes and noes being ordered, the following is the result:

Ayes:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Clark, Condit, F. T., Davison, Dewing, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Gilbert, Greening, Hemmi, Keogh, La Due, Lovejoy, Markham, Masse, McDill, Melvin, Mills, Mitchell, Mullowney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Ringle, Root, Sanderson, Scanlon, Spiering, Steffen, Thelen, Thomas, Vincent, G. R., Wall, W., Washburn, Webster, Widule, Williams and Withee — 61.

Noes—Messrs. Barter, Bentley, Blackstone, Carter, Coe, DeGross, Field, Gardiner, Haugen, Hemschemeyer, Hill, Ingram, Mason, McRae, Muckerheide, Murphy, Post, Quarles, Raesser, Sarnow, Theisen, Wall, E. C., Zander and Mr. Speaker—24.

Absent or not voting—Messrs. Bottum, Condit, J. D., Cox, Frost, Gray, Hutchinson, Johnson, Lewis, Pulcifer, Reynolds, Simpson, Spence and Vincent, W. J.—13.

And the bill was ordered to a third reading.

Jt. Res. No. 6, A.,

Amending the constitution, and providing for biennial sessions of the legislature.

Was recommitted to committee on Judiciary.

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Mr. Flinn moved that when the assembly adjourn it be till 7:30 o'clock this evening.

Which motion prevailed.

Mr. Carter moved to reconsider the vote by which the assembly agreed to adjourn until 7:30 P. M.,

Which was decided affirmatively

The question recurring on the original motion submitted by Mr. Flinn, that when the assembly adjourn it be till 7:30 this evening, The speaker decided it carried.

From which decision Mr. Carter appealed.

Pending the determination of which,

Mr. Flinn moved that the assembly do now adjourn.

The question being taken, the speaker decided that the motion prevailed, and declared the assembly adjourned till 7:30 this evening.

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7:30 O'CLOCK P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Coe, Condit, F. T., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Raesser, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen,

Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker Kelly.

Absent, Messrs. Clark, Mills, Quarles, Root and Simpson.

Absent with leave, Messrs. J. D. Condit and Frost.

Leaves of absence were granted to Messrs. Quarles, Clark, E. C. Wall, Bullock, Simpson, G. R. Vincent, W. Wall, F. T. Condit and Washburn till to-morrow morning.

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### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Keogh:

Mem. No. 136, A.,

Remonstrance by Robert Haney & Co., Blair & Persons, Ricker, Crombie & Co., and 43 other citizens of Milwaukee, against the passage of bill No. 197, A., relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Steffen:

Mem. No. 137, A.,

Remonstrance of P. Kelly, D. Weisenberg and forty others, citizens of Outagamie county, against the passage of Jt. Res. No. 3, A., relating to equal taxation.

To committee on Assessment and Collection of Taxes.

By Mr. A. Peterson:

Mem. No. 138, A.,

Remonstrance of L. Case and 15 other citizens of Prairie du Chien, Crawford county, against the passage of bill relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

By Mr. Theisen:

Mem. No. 139, A.,

Remonstrance of Nicholas Renk and 90 others, citizens of Dane county, Wis., against the passage of Jt. Res. No. 3, A., relating to equal taxation.

To committee on Assessment and Collection of Taxes.

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### RESOLUTIONS INTRODUCED.

By Mr. DeGroff:

Res. No. 30, A.,

*Resolved*, That the secretary of state be requested to furnish, for the information of the assembly, a statement of scalp bounties paid by the state during the month of January and the first ten days of February of the present year.

Was adopted.

By Mr. Reynolds:

Res. No. 31, A.,

*Resolved*, That at the close of the regular order of business, the introduction and consideration of resolutions in memoriam of Hon. John Potter, Jr., deceased, be declared the special order for the assembly.

Was adopted.

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### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 26, A.,

A bill to amend section 496, chapter 27, of the revised statutes.

No. 147, A.,

A bill relating to county courts, and amendatory of section 2446 of chapter 114 of the revised statutes.

No. 184, A.,

A bill to amend section 496, chapter 27, of the revised statutes of 1878.

No. 312, A.,

A bill to amend section 1339 of the revised statutes of 1878, in regard to actions against towns, etc.

No. 40, S.,

A bill to amend section 1557 of chapter 69 of the revised statutes of 1878, entitled of excise and the sale of intoxicating liquors.

No. 46, S.,

A bill to amend sections 3329 and 3330 of chapter 143 of the revised statutes of 1878, entitled of liens.

Report the same back with recommendation that their consideration be indefinitely postponed.

No. 63, S.,

A bill to provide for the election of justices of the peace in the city of Watertown.

No. 362, A.,

A bill relating to the organization of corporations, and amendatory of section 1780 of the revised statutes.

Report the same back with recommendation that they pass.

W. E. CARTER,  
*Chairman.*

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The committee on Militia, to whom was referred

No. 123, A.,

A bill to change the name of the military organization of the state of Wisconsin, and to amend chapter 34, revised statutes of 1878,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 309, A.,

A bill in relation to lost commissions of officers in the military service,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

ANSON C. ALLEN,  
*Chairman.*

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The committee on Railroads, to whom was referred

No. 265, A.,

A bill to further protect life and limb.

Report the bill back, and recommend that it do pass.

No. 301, A.,

A bill to amend chapter 13 of the private and local laws of 1871, entitled an act to amend chapter 172 of the local laws of 1870, entitled an act to incorporate the Baraboo Air Line Railroad Company.

Report the same back with the recommendation that it be referred to the Judiciary committee.

D. H. PULCIFER,  
*Chairman.*

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The committee on Incorporations, to whom was referred

No. 387, A.,

A bill to amend chapter 148, laws of 1873, entitled an act to incorporate the city of Escobol.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it pass.

No. 7, S.,

A bill to amend section 1997, chapter 91, of the revised statutes, relating to religious societies.

And have instructed me to report the same back with the recommendation that it be concurred in.

No. 30, S.,

A bill to amend chapter 135 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of La Crosse, approved February 19, 1869, and the several acts amendatory thereof, approved March 7, 1876.

And have instructed me to report the same back with the recommendation that the same be concurred in.

A. E. GILBERT,  
*Chairman.*

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The committee on Education, to whom was referred

No. 75, S.,

A bill to amend section 378, chapter 25, of the revised statutes, entitled of the university.

Have had the same under consideration, and have instructed me to report it back, and recommend concurrence therein.

ELIHU BAILEY,  
*Chairman.*

The committee on Roads and Bridges, to whom was referred  
No. 28, A.,

A bill to amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

No. 262, A.,

A bill to authorize the Chicago, Milwaukee & St. Paul Railway Company to build and maintain a bridge across the Wisconsin river.

Have had the same under consideration, and report them back with the recommendation that they be indefinitely postponed.

No. 282, A.,

A bill to provide for the reassessment of benefits in the construction of drains, where the original assessment is declared void.

And report it back, with the recommendation that it pass.

No. 126, A.,

A bill to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

No. 50, A.,

A bill to authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin.

And report them back with amendments, and recommend that they pass when so amended.

J. M. THOMAS,  
*Chairman.*

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The joint committee on Printing, to whom was referred

No. 330, A.,

A bill to amend sections 1130, 1131 and 1170 of the revised statutes, relative to printing in certain counties.

Have had the same under consideration, and report it back by substitute, and recommend the adoption and passage of the substitute.

No. 384, A.,

A bill to regulate the publication of county advertising and printing.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

J. W. DeGROFF,  
*Chairman.*

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The committee on Engrossed Bills have had the following bills and memorial under consideration, and respectfully report them correctly engrossed:

No. 171, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Bear creek, in Barron county.

No. 148, A.,

A bill authorizing Daniel Shaw and Elias Moses, and their assigns, to maintain dams on the Deer Tail River, a tributary of the Chippewa River, and to build and maintain dams on said Deer Tail river, and to collect tolls on logs put in said river,

No. 144, A.,

A bill to repeal certain provisions of section 1464 of chapter 60 of the revised statutes of 1878.

No. 19, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county treasurer.

M. C. No. 2, A.,

In relation to harbor improvements.

No. 57, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Plover, in Portage county.

No. 130, A.,

A bill to appropriate a certain sum of money therein named to the attorney general.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Assessment and Collection, of Taxes, to whom was referred

No. 323, A.,

A bill relating to the assessment of cord wood.

Have had the same under consideration, and report the same back to the house with an amendment, and recommend its passage when so amended.

A. P. LOVEJOY,  
*Chairman.*

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The committee on Assessment and Collection to whom was referred,

Jt. Res. No. 3, A.,

Relative to amendment of the constitution, and relating to uniform taxation.

Have had the same under consideration and direct me to report it back with the recommendation that it be adopted.

A. P. LOVEJOY,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 299, A.,

A bill to compel the owners, proprietors and occupants of dams to construct and maintain fishways,



Report the same back with the recommendation that it be printed, and referred to the committee on State Affairs.

G. G. COX,  
*Chairman.*

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The Select Committee, to whom was referred

No. 139, A.,

A bill to extend the jurisdiction of the Yellow River Improvement Company.

Has considered the same and report it back with amendment, and recommend that the bill and amendment be referred to the committee on Judiciary.

H. F. C. NICHOLS,  
*Committee.*

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The Select Committee, to whom was referred

No. 320, A.,

A bill to incorporate The People's Mutual Protection Association of Wisconsin.

Report the same back with amendment, and recommend that bill and amendment be referred to committee on Insurance, Banks and Banking.

A. P. LOVEJOY,  
*Committee.*

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So ordered.

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On motion of Mr. Thomas,

The rules were suspended, and

No. 262, A.,

A bill to authorize the Chicago, Milwaukee & St. Paul Railway Company to build and maintain a bridge across the Wisconsin river.

Was indefinitely postponed.

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#### RECOMMITMENTS.

Nos. 301 and 139, A.,

Were referred to committee on Judiciary.

No. 299, A.,

Was referred to committee on State Affairs.

No. 320, A.,

Was referred to committee on Insurance, Banks and Banking.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

## MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 73, A.,

A bill regulating the use and improvement of stock.

No. 76, A.,

A bill to amend section 2424 of the revised statutes, and to provide for the terms of the circuit court in the first judicial circuit, and to provide for special terms therein.

And have passed, and asks the concurrence of the assembly in

No. 76, S.,

A bill to provide compensation for compiling and transcribing of the journals of the senate and assembly.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

## MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 2, S.,

A bill to authorize Nicholas Abrahamson to build, keep and maintain a dam or dams across the Wiergor river, a tributary of the Chippewa river, in Chippewa county.

And has concurred with the assembly in

No. 196, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Little Wolf, in Waupaca county, in this state.

## SENATE MESSAGE CONSIDERED.

Read first and second times and referred.

No. 2, S.,

Was referred to committee on Lumber and Manufactures.

No. 76, S.,

Was referred to general file.

## SENATE BILLS ON THIRD READING.

No. 83, S.,

A bill to amend subdivision 6 of section 2982 of the revised statutes of 1878, entitled of property exempt from taxation.

Was read a third time and concurred in.

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Mr. Bailey moved that the assembly resolve itself into a committee of the Whole, on

No. 13, A.,

A bill to suppress vagrancy.

Which motion did not prevail.

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## IN MEMORIAM.

The speaker announced the consideration of resolutions in memoriam of Hon. John Potter, Jr., deceased.

Mr. Ford offered the following resolution:

WHEREAS, For the first time in the history of the legislature of this state, a member of this body has been removed by death while in attendance upon his duties in the assembly; and

WHEREAS, The Hon. John Potter, Jr., member of assembly from Winnebago county, has been suddenly taken from our midst, therefore,

*Resolved*, That we one and all regret the loss of one who, in a previous session of this body, had proved himself an able legislator, an active and a vigilant member, and a good and faithful public servant.

*Resolved*, That the chief clerk of the assembly be directed to forward to the widow of the deceased a copy of these resolutions, signed by the speaker of this house.

Appropriate remarks were made by Messrs. Carter and Spence, after which the resolution was unanimously adopted, by a rising vote.

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On motion of Mr. Bentley,  
The assembly adjourned.

WEDNESDAY, FEBRUARY 12, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Wilkinson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRea, Melvin, Mills, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. J. D. Condit and Field.

Absent with leave — Mr. Frost.

Leave of absence was granted to Mr. Field till to-morrow.

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The speaker called Mr. Carter to the chair.

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#### COMMUNICATIONS.

STATE OF WISCONSIN,

*Office of the Secretary of State,*

MADISON, February 12, 1879.

Hon. D. M. KELLY,

*Speaker of the Assembly:*

SIR:—In compliance with assembly resolution adopted on the 11th inst., I have the honor to report that the amount audited for

scalp bounty during the month of January, 1879, was \$1,288; and for the first ten days of February, 1879, was \$438; total, \$1,726.

Very respectfully,

HANS B. WARNER,  
*Sec'y of State.*

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LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. W. J. Vincent:

Mem. No. 140, A.,

Petition of E. Mindrum and fifty-one others of Polk Co., asking for the passage of No. 73, S., for the relief of the North Wisconsin Railroad Company.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 141, A.,

Petition of Peter Parslow and one hundred and forty-one others of Polk county, asking for the passage of No. 73, S., for the relief of the North Wisconsin Railway Company.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 142, A.,

Petition of Wm. Amery and twenty-six others of Polk county, asking for the passage of No. 73, S. for the relief of the North Wisconsin Railway Company.

To committee on Railroads.

By Mr. W. J. Vincent:

Mem. No. 143, A.,

Remonstrance of F. Fitch and ninety-seven others of the town of Black Brook, Polk county, against exemption of North Wisconsin Railroad from taxation.

To committee on Railroads.

By Mr. Ringle:

Mem. No. 144, A.,

Petition of Geo. W. Hollton and eight others, voters and taxpayers of the town of Hollton, Marathon county, Wis., for the passage of No. 205, A., and the erection of Webster county.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 145, A.,

Petition of Wilson Hull and others, of the town of Hollton, in Marathon county, Wis., for the erection of the county of Webster, pursuant to bill No. 205, A.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 146, A.,

Petition of Dr. Aug. Nilsons and 6 others of the town of Hull, Marathon county, Wisconsin, asking for the passage of bill No. 205, A., relating to the division of Clark and Marathon counties, and the erection of the county of Webster.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 147, A.,

Petition of N. J. White and 45 others, asking for the passage of bill No. 205, A., for the erection of Webster county by the division of Marathon and Clark counties.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 148, A.,

Petition of D. Mahoney and thirty-four others of the town of Hull, Marathon county, for the passage of the bill No. 205, A., relating to the division of Clark and Marathon counties, and the erection of the county of Webster.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 149, A.,

Petition of Thomas S. Norton and 35 others, of the town of Spencer, Marathon county, asking for the passage of No. 205, A., relating to the division of Clark and Marathon counties, and the erection of the county of Webster.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 150, A.,

Petition of J. H. Cook and 92 others, asking for the passage of No. 205, A., for the creation of the county of Webster.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 151, A.,

Petition of W. J. Durham and 48 others, citizens of Clark county, in favor of No. 205, A., to divide Clark and Marathon counties, and create the county of Webster.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 152, A.,

Petition of B. F. Wheeler and 75 others asking for the passage of bill No. 205, A., for the division of the counties of Marathon and Clark, in the state of Wisconsin, and the erection of the county of Webster.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 153, A.,

Petition of Geo. F. Dailey and 64 others of the town of Colby,

Clark county, asking for the passage of bill No. 205, A., relating to Clark and Marathon counties, and the erection of the county of Webster.

To committee on Town and County Organization.

By Mr. Ringle:

Mem. No. 154, A.,

Petition of Albert Gray and Philip Henkel, of Clark county for the passage of bill No. 205, A., for the division of Clark and Marathon and the erection of Webster county.

To committee on Town and County Organization.

By Mr. Mason:

Mem. No. 155, A.,

Remonstrance of E. Latimer and 40 others, citizens of Delavan, in Walworth county, against the passage of bill No. 197, A., relating to foreign insurance companies.

To committee on Insurance, Banks and Banking.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Assessment and Collection of Taxes, to whom was referred

Res. No. 22, A.,

Relating to assessment of taxes against express companies,

Have had the same under consideration, and instruct me to report the accompanying bills.

A. P. LOVEJOY,  
*Chairman.*

Said bills became

No. 409, A.,

A bill to regulate the payment of taxes upon telegraph companies.

Which was read a first and second times, and referred to general file.

No. 410, A.,

A bill to regulate taxes upon express companies.

Which was read first and second times, and referred to general file.

No. 411, A.,

A bill to regulate palace-car companies in this state.

Which was read first and second times, and referred to general file.

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The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed:

No 111, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to joint school district No. 1, of Mauston, Lindina and Lemonweir, in Juneau county.

No. 51, A.,

A bill to lay out and establish a state road from the village of Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Agriculture, to whom was referred

No. 21, S.,

A bill to appropriate the sum of two thousand dollars to the Wisconsin State Agricultural Society.

Respectfully report the same back, and recommend that it be concurred in.

No. 36, S.,

A bill to appropriate the sum of one thousand dollars to the Northern Wisconsin Agricultural and Mechanical Association.

Respectfully report the same back, and recommend that it be concurred in.

No. 378, A.,

A bill in relation to the duties of assessors.

Respectfully report the same back, and recommend that it be indefinitely postponed.

No. 368, A.,

A bill to encourage the raising of improved stock.

Respectfully report the same back, and recommend that it be indefinitely postponed.

No. 72, S.,

A bill to appropriate the sum of two hundred dollars to the Columbus Union Fair Agricultural society and the Lodi Union Agricultural society.

Respectfully report the same back, and recommend that it be concurred in.

FRANK MITCHELL,  
*Chairman.*

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The committee on Charitable and Penal Institutions, to whom was referred

No. 241, A.,

A bill to provide for the leasing of convict labor to the United States government and to counties, for the purpose of public improvements, and amendatory of sections 4938 to 4943 of chapter 201 of the revised statutes of 1878.

No. 332, A.,

A bill to fix a uniform compensation for the directors of the state prison; the managers of the industrial school for boys; the trustees of the insane asylums, the blind institute and the deaf and dumb institute.

No. 365, A.,

A bill to appropriate a sum of money therein named.

Have had the same under consideration, and direct me to report



the same back with the recommendation that they be indefinitely postponed.

JAMES HILL,  
*Chairman.*

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The committee on Insurance, Banks and Banking, to whom was referred

No. 122, A.,

Petition of Peter Reise and one hundred others, citizens of Ozaukee county, favoring the passage of

No. 7, A.,

A bill to regulate the rate of interest.

Report the same back, with recommendation that said petition be placed on the files in connection with said bill No. 7, which has been reported back to the assembly.

No. 56, S.,

A bill to legalize the action, therein set forth, of the Columbus Town Fire Insurance Company.

With recommendation that it be concurred in.

No. 197, A.,

A bill to amend subdivision 4 of section 1915 of the revised statutes of 1878, relating to foreign insurance companies,

Together with various petitions and remonstrances relating to same,

Report the same back, with the recommendation that said bill be indefinitely postponed, as proof has been submitted that under trust deeds adopted in August last, and the regulations now in force in the state of New York, the object of said bill is secured, and policy holders of other states are protected.

B. E. HUTCHINSON,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 270, A.,

A bill to regulate the terms of the circuit court in the county of Polk.

Has had the same under consideration and respectfully reports it back to the assembly with certain amendments, and the recommendation that when thus amended it do pass.

WM. J. VINCENT,  
*Committee.*

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The Special Committee to whom was referred

M. C. No. 6, A.,

Report the same back with corrections, and recommend that the memorial be referred to committee on Federal Relations.

J. W. MURPHY,  
*Chairman.*

## RECOMMITMENTS.

M. C. No. 6, A.,

Was referred to committee on Federal Relations.

On motion of Mr. Coe,

Nos. 97 and 303, A., and Jt. Res. No. 15, A.,

Were taken from the committee on Judiciary and referred to committee on State Affairs.

## ASSEMBLY BILLS ON THIRD READING.

No. 57, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Plover, in Portage county.

No. 148, A.,

A bill authorizing Daniel Shaw, Elias Moses, and their assigns, to maintain dams on the Deer Tail river, a tributary of the Chippewa river, and to build and maintain dams on said Deer Tail river, and to collect tolls on logs put in said river.

M. C. No. 2, A.,

In relation to harbor improvements.

Were read a third time and passed.

No. 144, A.,

A bill to repeal certain provisions of section 1464 of chapter 60 of the revised statutes of 1878.

Was read a third time and passed, and the title amended to read,

No. 144, A.,

A bill to repeal certain provisions of section 1464 of chapter 60 of the revised statutes of 1878, relating to agricultural societies.

No. 171, A.,

A bill to authorize Knapp, Stout & Co. Company to erect and maintain a dam across Bear Creek, in Barron county.

Was read a third time and passed, and the title amended to read,

No. 171, A.,

A bill to authorize William Wilson and Andrew Tainter, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to construct and maintain a dam across Bear Creek, on land owned by the Knapp, Stout & Co. Company.

No. 103, A.,

A bill to appropriate a certain sum of money therein named to the attorney general.

Was read a third time and passed by the following vote:

Ayes:

Messrs. Allan, J., Ausman, Bailey, Barter, Bentley, Bottum, Brindley, Bullock, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, J. D., Cox, Davison, DeGroat, Dewing, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due,

Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker Kelly — 89.

Noes:

Messrs. Barry and Burdge — 2.

Absent or not voting:

Messrs. Blackstone, Bradley, Condi\* F. T., Field, Frost, Vincent, G. R., and Wall, W. — 7.

No. 19, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county treasurer.

Was read a third time, and passed by the following vote:

Ayes:

Messrs. Allan, J., Barry, Barter, Bentley, Blackstone, Brindley, Bullock, Cady, Carel, Clark, Condit, F. T., Condit, J. D., Davison, Eastman, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Geise, Gilbert, Gray, Greening, Hemschemeyer, Hutchinson, Johnson, Keogh, La Due, Mason, Masse, McDill, Mills, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C., Washburn, Widule, Withee and Mr. Speaker — 60.

Nays:

Messrs. Ausman, Bailey, Bottum, Bradley, Burdge, Carey, Carter, Coe, Cox, DeGroff, Dewing, Eckhardt, Ellinwood, Gallett, Gardiner, Hart, Haugen, Hemmi, Hill, Ingram, Lewis, Lovejoy, Markham, McRae, Melvin, Mitchell, Peterson, A., Root, Sanderson, Thomas, Vincent, W. J., Webster, Williams and Zander — 34.

Absent or not voting:

Messrs. Allen, A. C., Field, Frost and W. Wall — 4.

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## BILLS REPORTED BY COMMITTEE OF THE WHOLE LYING OVER CONSIDERED.

No. 102, A.,

A bill to repeal sections 1636, 1637, 1638 and 1630 of the revised statutes, entitled of dogs and wild animals.

Was ordered engrossed and read a third time.

No. 337, A.,

A bill defining the manner of finding a verdict by a petit jury.

No. 40, S.,

To amend section 1557 of chapter 69 of the revised statutes of 1878, entitled of excise and the sale of intoxicating liquors.

Were indefinitely postponed.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 95, S.,

To provide for settling railroad license fees in certain cases.

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SENATE MESSAGE CONSIDERED.

No. 95, S.,

Was referred to committee on Railroads.

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Mr. Washburn moved to adjourn,  
Which motion did not prevail.

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On motion of Mr. Bailey,  
The assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On No. 13, A., Mr. Nichols in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration No. 13, A., has made progress therein, and asks leave to sit again.

Leave granted.

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Mr. Ellinwood moved that when the assembly adjourned it be till 8 o'clock this evening,

Which motion prevailed.

On motion of Mr. Brindley,

The assembly adjourned.

8 o'CLOCK. P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker Kelly.

Absent: Messrs. McDill and Reynolds.

Absent with leave: Mr. Frost.

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#### LEAVE OF ABSENCE

Was granted to Mr. McDill, till to-morrow.

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#### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred:

By Mr. Steffen:

Mem. No. 156, A.,

Remonstrance of Bernard Miller, Patrick Deacey and 70 others, citizens of the city of New London, against the passage of Jt. Res. No. 3, A., relating to equal taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Gray:

Mem. No. 577, A.,

Remonstrance of James H. Elmore, Elisha Monroe and twenty-eight others, against the passage of bill No. 197, A.

To committee on Insurance, Banks and Banking.

By Mr. Gray:

Mem. No. 158, A.,

Petition of citizens of Brown county praying for the passage of a law taking away civil jurisdiction from Brown county court.

To committee on Judiciary.

## RESOLUTIONS INTRODUCED.

By Mr. F. T. Condit:

Res. No. 31, A.,

*Resolved*, That no member of the assembly shall in the discussion of any subject before the assembly, occupy more than fifteen minutes time.

Was adopted.

By Mr. Brindley:

Res. No. 32, A.,

*Resolved*, That the speeches in committee of the Whole shall be limited to fifteen minutes.

Was adopted.

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REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 52, A.,

A bill to repeal section 1181 of chapter 50 of the revised statutes of this state, relating to the foreclosure of tax sale certificates and sale of lands therein mentioned.

Jt. Res. No. 6, A.,

Amending the constitution, and providing for biennial sessions of the legislature.

No. 46, A.,

A bill to provide for the purchase of certain digests of Wisconsin reports.

Report the same back with amendments, with the recommendation that they do severally pass when so amended.

No. 14, A.,

A bill to regulate the times of holding the circuit court in Juneau county.

No. 175, A.,

A bill authorizing justices of the peace elected in the several wards of the city of Madison to keep an office and to perform their duties in any part of said city.

No. 267, A.,

A bill to provide for sentences to the state prison without fixing the time.

Report the same back with the recommendation that they severally pass.

No. 3, S.,

A bill to legalize the acts of John Carel, a justice of the peace in the county of Kewaunee.

No. 301, A.,

A bill to amend chapter 13 of the private and local laws of 1871, entitled an act to amend chapter 172 of the local laws of 1870, entitled an act to incorporate the Baraboo Air Line Railroad Company.

No. 41, A.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies.

No. 169, A.,

A bill to amend section 1777, revised statutes of 1878.

No. 329, A.,

A bill to amend section 1131, revised statutes, relating to publication of tax sales.

Report the same back, with recommendation that their consideration be indefinitely postponed.

No. 75, A.,

A bill relating to elections, and amendatory of section 27 of chapter 5 of revised statutes of 1878.

Report the same back by substitute, with the recommendation that the substitute pass.

Jt. Res. No. 15, A.,

Authorizing the appointment of a committee to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

No. 303, A.,

A bill to appropriate a sum of money therein named to defray the expenses of the committee appointed to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

Report the same back with the recommendation that they be referred to the committee on State Affairs.

No. 390, A.,

A bill to amend section 4 of chapter 228 of the laws of 1876, relating to the disbursements of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

And report the same back with the recommendation that it pass.

W. E. CARTER,  
*Chairman.*

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The committee on Engrossed Bills

Have had under consideration the following bills, and respectfully report them correctly engrossed:

No. 201, A.,

A bill to amend section 1 of chapter 327 of the laws of Wisconsin of 1874, and section 1 of chapter 262 of the laws of Wisconsin of 1878, entitled an act relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

No. 214, A.,

A bill to authorize William Baker and others to build and maintain a dam across and otherwise improve the South Fork of Yellow river, in Taylor county, for log-driving purposes.

No. 131, A.,

A bill relating to and amendatory of section 10 of chapter 10 of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 134, A.,

A bill to enable the city of Racine to readjust its corporate debt.

No. 145, A.,

A bill for the relief of E. J. Pettys.

No. 160, A.,

A bill to legalize the election of certain town treasurers therein referred to.

No. 180, A.,

A bill to distribute more equally the burdens of taxation in certain counties of this state.

No. 116, A.,

A bill to improve the Soft Maple Creek, in the county of Chippewa, Wisconsin, and to grant to Mark Douglas, his heirs and assigns, certain powers and privileges therein named.

GEORGE H. MARKHAM,

*Chairman.*

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The committee on Medical Societies, to whom was referred

No. 89, A.,

A bill to amend section 1436 of chapter 58 of the revised statutes, entitled of medical societies.

Have had the same under consideration, and report the same back with the recommendation that it be indefinitely postponed.

No. 18, S.,

A bill to regulate the practice of dentistry in the state of Wisconsin.

Have had the same under consideration, and report the same back with the recommendation that it be concurred in.

CHRISTIAN WIDULE,

*Chairman.*

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The committee on Charitable and Penal Institutions, to whom was referred

No. 55, S.,

A bill to amend section 1527, chapter 63, of the revised statutes of 1878, entitled of the relief and support of the poor.

Have had the same under consideration, and direct me to report the same back without recommendation.

Mem. No. 7, A.,

A petition of St. Vincent Foundling Asylum, of Milwaukee.

Have had the same under consideration, and direct me to report the same back with the recommendation that the same be placed on file.

JAMES HILL,

*Chairman.*



The committee on Town and County Organization to whom was referred

No. 45, S.,

A bill to amend section 8 of chapter 178 of the general laws of 1875, entitled an act for the division of the counties of Clark, Marathon, Lincoln and Chippewa, and the erection of the county of Taylor.

Have had the same under consideration and recommend concurrence in the same.

No. 307, A.,

A bill relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878.

Have had the same under consideration, and recommend its passage.

No. 177, A.,

A bill to authorize the county of Taylor to borrow money.

Have had the same under consideration and recommend its indefinite postponement.

No. 205, A.,

A bill dividing the counties of Clark and Marathon, erecting the county of Webster.

Have had the same under consideration and recommend the indefinite postponement of the same.

Mr. O'Flaherty dissenting.

J. D. BULLOCK,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 170, A.,

A bill to amend section 1972 of chapter 89 of the revised statutes of 1878, entitled of insurance companies,

Have had the same under consideration and report the same back by substitute, and recommend the adoption and passage of the substitute.

No. 259, A.,

A bill to amend section 1931, chapter 89 of the revised statutes of 1878, entitled of insurance companies,

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations,

Have had the same under consideration and report the same back with the recommendation that they severally be indefinitely postponed.

Messrs. Steffen and DeGroff dissenting as to No. 211, A.

FRANCIS STEFFEN,  
*Chairman.*

The Milwaukee Delegation, to whom was referred

No. 263, A.,

A bill to provide for the registry of electors at charter elections in the city of Milwaukee.

No. 236, A.,

A bill to amend sections 1, 2, 3 and 4 of chapter 6 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof, in relation to the taking of property for streets and other public purposes in said city.

No. 338, A.,

A bill to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee.

Have had the same under consideration, and report the above bills back to the house with the recommendation that they do each and severally pass, with the following dissenting votes:

To bill No. 263, A., Wall, Bentley and Keogh dissenting.

To bill No. 236, A., Raesser, Fischer and Bentley dissenting.

E. B. SIMPSON,  
*Chairman.*

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The Milwaukee Delegation, to whom was referred

No. 149, A.,

A bill in addition to section 44, chapter 144, entitled an act to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, and the acts amendatory thereto, passed March 3, 1875, and to repeal a part of said section 44.

Have had the same under consideration, and report back to the house with the recommendation that the same be indefinitely postponed.

E. B. SIMPSON,  
*Chairman.*

Dissenting, Keogh and Allen.

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The Special Committee, to whom was referred

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

Report the same back with substitute, and recommend that the substitute be adopted.

WM. J. VINCENT.  
*Committee.*

## RECOMMITMENTS.

No. 323, A.,

Was taken from the general file and referred to committee on Assessment and Collection of Taxes.

No. 205, A.,

Was taken from the general file and referred to committee on Incorporations.

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## ASSEMBLY BILLS ON THEIR THIRD READING.

No. 51, A.,

A bill to lay out and establish a state road from the village of Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau.

No. 111, A.,

A bill to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to joint school district No. 1, of Mauston, Lindina and Lemonweir, in Juneau county.

Were each read a third time and passed.

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BILLS REPORTED BY A COMMITTEE OF THE WHOLE  
CONSIDERED.

No. 197, A.,

A bill to amend subdivision 4 of section 1915 of the revised statutes of 1878, relating to foreign insurance companies.

Was postponed till Friday.

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Mr. Ellinwood moved that the vote by which

No. 40, S.,

A bill to amend section 1557 of chapter 69 of the revised statutes of 1878, entitled of excise and the sale of intoxicating liquors,

Was indefinitely postponed, be reconsidered.

Mr. Haugen moved that the motion to reconsider be laid on the table,

Which motion prevailed.

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On motion of Mr. E. C. Wall,

The assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On No. 13, A.,

Mr. Nichols in the chair.

After some time spent therein, the committee rose, and through their chairman, reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration

No. 13, A.,

A bill to suppress vagrancy.

Has gone through with the same, and instruct me to report it to the assembly with several amendments.

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REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

No. 13, A.,

A bill to suppress vagrancy.

Was amended and ordered engrossed.

On the amendment to section 2, to strike out the words "be whipped with not more than twenty lashes," where they occur in said section,

The ayes and noes were ordered, and the amendment was adopted.

The vote being:

Ayes—Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Bradley, Brindley, Cady, Caryl, Carey, Clark, Condit, F. T., Cox, Davison, DeGroff, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Gallett, Geise, Gray, Greening, Hart, Haugen, Hemmi, Hutchinson, Ingram, Johnson, Keogh, La Due, Lovejoy, Melvin, Mills, Mitchell, Muckerheide, Muldowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Spiering, Steffen, Theisen, Thelen, Webster, Williams, Withee and Zander—63.

Noes—Allen, A. C., Blackstone, Bullock, Burdge, Carter, Coe, Condit, J. D., Dewing, Field, Frank, Gardiner, Gilbert, Hill, Lewis, Markham, Masse, McRae, Pulcifer, Quarles, Simpson, Spence, Thomas, Vincent, W. J., Wall, E. C., Washburn and Mr. Speaker—26.

Absent or not voting:

Messrs. Bottum, Frost, Hemschemeyer, Mason, Reynolds, Vincent, G. R., Wall, W., Widule and McDill—9.

Mr. Carter asked unanimous leave to introduce a bill.  
Which was granted.  
And the bill read first and second times, and referred.  
Which bill became  
No. 412, A.,  
A bill to appropriate a sum of money to carry out the provisions  
of Jt. Res. No. 12, A.  
To committee on Claims.

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On motion of Mr. Post,  
The assembly adjourned.

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THURSDAY, FEBRUARY 13, 1879.

The assembly met.  
The speaker in the chair.  
Prayer by Rev. Mr. Wilkinson.  
The roll was called, and the following members answered to their  
names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter,  
Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge,  
Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D.,  
Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field,  
Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner,  
Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemsche-  
meyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis,  
Lovejoy, Markham, Mason, Masse, McDill, McRea, Melvin, Mitchell,  
Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander,  
Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser,  
Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson,  
Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R.,  
Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Wid-  
ule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Cox and Mills.

Absent with leave — Mr. Frost.

Leave of absence was granted to Mr. Cox indefinitely.

## LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Burdge:

Mem. No. 159, A.,

Petition of W. H. Kendall and 796 others, praying for the passage of bill No. 358, A., authorizing the city of Beloit to purchase additional cemetery grounds.

To committee on Medical Societies.

By Mr. J. C. Petersen:

Mem. No. 160, A.

Petition of James Lemons and 65 others of the city of Appleton, in aid of the chartered House of the Good Shepherd, situated in Milwaukee.

To the committee on Charitable and Penal Institutions.

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RESOLUTIONS INTRODUCED.

By Mr. Bailey:

Res. No. 34, A.,

WHEREAS, The public good demands and the tax payers have a right to expect economy in the official acts of their representatives; and whereas a short session would materially aid in bringing about this desired result; and

WHEREAS, close application to business by all concerned is the surest means to secure success, therefore

*Resolved*, That no further leave of absence be granted to members of this assembly except for good reasons shown, and that the assembly hold at least two sessions on Monday, Tuesday, Wednesday, Thursday, Friday, and one session on Saturday of each week until final adjournment.

On motion of Mr. Carter,

The resolution was laid upon the table.

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REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed.

No. 285, A.,

A bill to enable Douglas county to settle and adjust its bonded indebtedness.

No. 109, A.,

A bill to amend city charter of Plymouth.

No. 38, A.,

A bill to secure to children the benefits of an elementary education.

No. 253, A.,

A bill to protect and preserve fish in lakes Winnebago, Little Butte des Mortes, Butte des Mortes, Winneconne, Poygan, Apuckaway, Buffalo, and the waters of the upper and lower Fox rivers, including all streams, creeks, sloughs, bayous, marshes or waters adjacent or tributary thereto.

No. 152, A.,

A bill relating to county courts, and amendatory of section 2456 of chapter 114 of the revised statutes.

No. 246, A.,

A bill to amend an act entitled an act to revise, consolidate and amend an act to incorporate the city of Waupaca, approved March 5, 1875, approved March 10, 1876.

No. 233, A.,

A bill to amend chapter 313 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of Racine, approved August 8, 1848, and the several acts amendatory thereto, approved March 11, 1876, and the several acts amendatory thereto.

No. 140, A.,

A bill to amend sections 490, 492, 493, 494, 436 of the revised statutes, relating to free high schools.

GEO. H. MARKHAM,

*Chairman.*

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The committee on State Affairs, to whom was referred

No. 382, A.,

A bill to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

No. 95, A.,

A bill relating to election returns, and amendatory of section 44, chapter 5 of the revised statutes of 1878.

Have had the same under consideration and report the same back to the house and recommend their passage.

No. 276, A.,

A bill to provide for the sale of certain Wisconsin reports.

And report the same back with an amendment, and recommend its passage when so amended.

M. C. No. 5, A.,

Memorial to congress for an appropriation to complete the breakwater and the entrance to the Harbor of Refuge in Sturgeon Bay, Wisconsin.

And recommend that it do pass.

No. 66, S.,

A bill providing for the filing and payment of county orders.

No. 121, S.,

A bill to provide for the construction of fishways in the outlet of Big Green Lake, Green Lake county.

And recommend that they be concurred in.

E. D. COE,

*Chairman.*

## ASSEMBLY BILLS ON THEIR THIRD READING.

No. 201, A.,

A bill to amend section 1 of chapter 327 of the laws of Wisconsin of 1874, and section 1 of chapter 262 of the laws of Wisconsin of 1878, entitled an act relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

No. 214, A.,

A bill to authorize William Baker and others to build and maintain a dam across and otherwise improve the South Fork of Yellow river, in Taylor county, for log-driving purposes.

No. 131, A.,

A bill relating to and amendatory of section 10 of chapter 10 of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 134, A.,

A bill to enable the city of Racine to readjust its corporate debt.

No. 160, A.,

A bill to legalize the acts of town treasurers and sheriffs in making the collection of taxes and in the return of unpaid taxes.

Were severally read a third time and passed.

No. 116, A.,

A bill to improve the Soft Maple Creek, in the county of Chipewewa, Wisconsin, and to grant to Mark Douglas, his heirs and assigns, certain powers and privileges therein named.

Was read a third time and passed, and the title amended so as to read as follows:

No. 116, A.,

A bill to improve the Soft Maple Creek, in the county of Chipewewa, Wisconsin, and to grant to Mark Douglas, his associates and assigns, certain powers and privileges therein named.

No. 180, A.,

A bill to distribute more equally the burdens of taxation in certain counties of this state.

Was read a third time and passed, the vote being:

Ayes:

Messrs. Allan, J., Allen, A. C., Ausman, Barry, Barter, Bentley, Blackstone, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Davison, DeGross, Dewing, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Muldowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker—90.



Noes:

Messrs. Bailey, Eastman and Gardiner — 3.

Absent or not voting:

Messrs. Bottum, Cox, Frost, Pulcifer and Simpson — 5.

No. 145, A.,

A bill for the relief of E. J. Pettys.

Was read a third time and passed by the following vote:

Ayes:

Messrs. Allan, J., Allen, A. C., Ausman, Barry, Barter, Bentley, Blackstone, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker Kelly — 90.

Noes: None.

Absent or not voting:

Messrs. Bailey, Bottum, Cox, Frost, Mason, Pulcifer, Theisen and Wall, E. C. — 8.

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE LYING OVER CONSIDERED.

No. 24, A.,

A bill relating to charitable, benevolent and fraternal societies.

Was amended by the adoption of a substitute, which was ordered engrossed and read a third time. •

No. 198, A.,

A bill to regulate the size of the mesh of the nets used in the waters of Lake Michigan, Green Bay and Lake Superior, and to repeal section 563 of the revised statutes.

Was amended by the adoption of a substitute, which was ordered engrossed and read a third time.

No. 217, A.,

A bill pertaining to assessment of property, and to amend section 1050, chapter 48 of the revised statutes.

Was indefinitely postponed.

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#### SPECIAL ORDER.

No. 266, A.,

A bill in relation to religious exercises in public schools.

Mr. Thomas offered the following amendment:

Amend by striking out all after the enacting clause and insert:

Sec. 1. No pupil shall be compelled to attend religious exercise

or devotion at the state university or state normal schools or any of the public schools in the state of Wisconsin.

Sec. 2. This act shall take effect and be in force from and after its passage and publication.

Mr. Mitchell moved to lay the amendment on the table.

The ayes and noes being ordered,

The motion was rejected, the vote being :

Ayes — Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bradley, Brindley, Clark, Coe, Eastman, Eckhardt, Fischer, Flinn, Gilbert, Haugen, Hemmi, Hutchinson, Ingram, Johnson, Keogh, La Due, Lovejoy, Masse, Melvin, Mitchell, Nichols, Peterson, A., Post, Pulcifer, Quarles and Withee — 31.

Noes:

Messrs. Allen, A. C., Bentley, Blackstone, Bottum, Bullock, Burdge, Cady, Carel, Carey, Carter, Condit, F. T., Condit, J. D., Davison, DeGroff, Dewing, Ellinwood, Field, Fitzgerald, Fleming, Ford, Frank, Gallett, Gardiner, Geise, Gray, Greening, Hart, Hemschmeyer, Hill, Lewis, Markham, Mason, McRae, Mills, Muckerheide, Mullowney, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams, Zander and Mr. Speaker — 63.

Absent or not voting:

Messrs. Cox, Frost, McDill and Wall, E. C.—4.

Mr. Keogh moved the previous question, which was seconded, and the main question was ordered by the following vote:

Ayes:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Clark, Coe, Condit, F. T., Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker Kelly — 87.

Noes:

Messrs. Barter and Condit, J. D.—2.

Absent or not voting:

Messrs. Blackstone, Carter, Cox, Frost, Fitzgerald, La Due, Mills, Ostrander and Pulcifer—9.

The main question being ordered, the assembly refused to indefinitely postpone the bill by the following vote:

Those voting in the affirmative were

Messrs. Ausman, Bailey, Barry, Barter, Bottum, Bradley, Brindley, Clark, Coe, Flinn, Gardiner, Gilbert, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, La Due, Lovejoy, McDill, McRae,

Melvin, Mills, Mitchell, Nichols, Ostrander, Peterson, A., Post, Pulcifer, Quarles, Sanderson, Vincent, G. R., Webster and Withee — 35.

Those voting in the negative were

Messrs. Allan, J., Allen, A. C., Bentley, Blackstone, Bullock, Burdge, Cady, Carel, Carey, Carter, Condit, F. T., Condit, J. D., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Ford, Frank, Gallett, Geise, Gray, Greening, Hart, Hemschemeyer, Lewis, Markham, Mason, Masse, Muckerheide, Mullooney, Murphy, O'Flaherty, Petersen, J. C., Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Williams, Zander and Mr. Speaker — 60.

Absent or not voting,

Messrs. Cox, Frost and Keogh — 3.

The bill was then ordered engrossed and read a third time.

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Mr. Thomas moved that when the assembly adjourn it be till 7:00 o'clock this evening.

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On motion of Mr. Brindley,  
The assembly resolved itself into a

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#### RECOMMITMENTS.

On motion of Mr. E. C. Wall,

No. 41, A.,

Was taken from the general file and referred to Committee on Judiciary.

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Mr. Lewis moved, that the vote by which

No. 217, A.,

Was indefinitely postponed be reconsidered,  
Assembly refused to reconsider.

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Mr. F. T. Condit moved that the assembly do now adjourn,  
Which motion did not prevail.

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#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Ellinwood in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

**Mr. SPEAKER:**

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration.

No. 26, A.,

A bill to amend section 496, chapter 27, of the revised statutes.

No. 147, A.,

A bill relating to county courts, and amendatory of section 2446 of chapter 114 of the revised statutes.

No. 184, A.,

A bill to amend section 496, chapter 27, of the revised statutes of 1878.

No. 312, A.,

A bill to amend section 1339 of the revised statutes of 1878, in regard to actions against towns, etc.

No. 362, A.,

A bill relating to the organization of corporations, and amendatory of section 1780 of the revised statutes.

No. 123, A.,

A bill to change the name of the military organization of the state of Wisconsin, and to amend chapter 34, revised statutes of 1878,

No. 309, A.,

A bill in relation to lost commissions of officers in the military service.

No. 265, A.,

A bill to further protect life and limb.

No. 330, A.,

A bill to amend sections 1130, 1131 and 1170 of the revised statutes, relative to printing in certain counties.

No. 384, A.,

A bill to regulate the publication of county advertising and printing.

No. 387, A.,

A bill to amend chapter 148, laws of 1873, entitled an act to incorporate the city of Boscobel.

Jt. Res. No. 3, A.,

Relative to amendment of the constitution, and relating to uniform taxation.

No. 241, A.,

A bill to provide for the leasing of convict labor to the United States government and to counties, for the purpose of public improvements, and amendatory of sections 4938 to 4943 of chapter 201 of the revised statutes of 1878.

No. 332, A.,

A bill to fix a uniform compensation for the directors of the state prison; the managers of the industrial school for boys; the trustees of the insane asylums, the blind institute and the deaf and dumb institute.

No. 365, A.,

A bill to appropriate a sum of money therein named.

No. 50, A.,

A bill to authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin.

No. 282, A.,

A bill to provide for the reassessment of benefits in the construction of drains, where the original assessment is declared void.

No. 378, A.,

A bill in relation to the duties of assessors.

No. 368, A.,

A bill to encourage the raising of improved stock.

No. 270, A.,

A bill to regulate the terms of the circuit court in the county of Polk.

Without amendment.

No. 28, A.,

A bill to amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

No. 126, A.,

A bill to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

With amendment.

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On motion of Mr. Hart,

The assembly adjourned till 7 o'clock.

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7 O'CLOCK P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Davison, DeGroff, Dewing, Eastman, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Sanderson, Sar, now, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas,

Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker Kelly.

Absent:

Messrs. Brindley, Bullock, Eckhardt, Geise, Mills, Root, Spence and Williams.

Absent with leave:

Messrs. Cox and Frost.

Leave of absence was granted to Mr. Brindley for this evening session.

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#### LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Withee:

Mem. No. 161, A.,

Remonstrance of C. O. Graham, Cullen Ayre and 38 others, against the division of Clark county.

To committee on Incorporations.

By Mr. W. J. Vincent:

Mem. No. 162, A.,

Petition of William Kent and 19 others, praying for the passage of bill No. 73, S., for the relief of the North Wisconsin Railway.

To general file.

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#### RESOLUTIONS INTRODUCED.

By Mr. Coe:

Res. No. 35, A.,

*Resolved*, That whenever any bills (city charters excepted) which have not been printed are reported back to the assembly by any committee, the chief clerk is hereby instructed to have the same printed previous to placing them upon the general file.

Which was adopted.

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#### REPORTS OF STANDING COMMITTEES.

The Judiciary committee, to whom was referred

No. 256, A.,

A bill to abolish the civil and criminal jurisdiction of the Brown county court, and to amend certain sections of the revised statutes.

Report the same back with the recommendation that it pass.

No. 405, A.,

A bill relating to the revised statutes, and amending the same.

Report the same back with amendments, and recommend its passage when so amended.

No. 37, A.,

A bill relating to negotiable paper, and amendatory of section 1675 of chapter 78 of the revised statutes of 1878.

No. 39, A.,

A bill relating to the appointment of notaries public, and amendatory of section 173, chapter 13, of the revised statutes.

No. 118, A.,

A bill to amend section 4276 of chapter 178 of the revised statutes, entitled of miscellaneous provisions.

Report the same back with recommendation that their consideration be severally indefinitely postponed.

W. E. CARTER,  
*Chairman.*

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The committee on State Affairs, to whom was referred

No. 260, A.,

A bill for the preservation of fish and game in Polk county.

No. 322, A.,

A bill relating to the establishment of landmarks, and to the deposits of field notes in the proper office.

No. 306, A.,

A bill to except the city of Watertown from the provisions of sections No. 20, 21, 22, 23 and 24 of chapter 5 of the revised statutes of 1878, relating to registry of electors.

And recommend that the same be indefinitely postponed.

Messrs. Ringle and Flinn dissenting, as to No. 306, A.

E. D. COE,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bills, have had them under consideration, and respectfully report them correctly engrossed:

No. 314, A.,

A bill to lay out and establish a state road from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark.

No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

No. 272, A.,

A bill relating to and amendatory of chapter 16 of the private and local laws of 1872, entitled an act to incorporate the city of Eau Claire.

No. 269, A.,

A bill to amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts.

No. 261, A.,

A bill to provide for the laying out a state road from Lincoln,

Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, in the town of Green Bay, in Brown county.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Public Improvements, to whom was referred No. 354, A.,

A bill to provide for the improvement of Red river, in Shawano county,

Have had the same under consideration, and instruct me to report the same back with recommendation that it be re-referred to the committee on Lumber and Manufactures.

E. B. SIMPSON,  
*Chairman.*

So ordered.

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The committee on Medical Societies, to whom was referred No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors.

No. 150, A.,

A bill to protect the people of cities against nuisances.

Have had the same under consideration, and report the same back with the recommendation that both the above named bills be indefinitely postponed.

CHRISTIAN WIDULE,  
*Chairman.*

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The committee on Legislative Expenditures, to whom was referred

No. 36, A.,

A bill to amend section 113 of chapter 10 of the revised statutes of 1878, in regard to stationery.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

Messrs. Thomas and Davison dissenting.

No. 371, A.,

A bill to authorize the superintendent of public property to furnish postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

And report it back with the recommendation that it pass.

J. G. INGRAM,  
*Chairman.*

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The committee on Railroads, to whom was referred

No. 95, S.,

A bill to provide for settling railroad license fees in certain cases.

Have had the same under consideration, and report it back, with the recommendation that it be concurred in.

D. H. PULCIFIER,  
*Chairman.*



## REPORT OF SELECT COMMITTEE.

The Select Committee, to whom was referred

No. 327, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes of 1878, relating to wild game.

Has considered the same, and reports it back with a substitute, and recommends its reference to the committee on Judiciary.

H. F. C. NICHOLS,  
*Committee.*

So ordered.

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RECOMMITMENTS.

No. 354, A.,

Was referred to committee on Lumber and Manufactures.

No. 327, A.,

Was referred to committee on Judiciary.

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MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 26, S.,

A bill to authorize Carl B. Long and Alfred E. Long to erect and maintain a dam in and across the Yellow river, in Wood county.

No. 58, S.,

A bill to appropriate to Dewit C. Fyler a sum money therein named.

No. 59, S.,

A bill to appropriate to John Weirick a sum of money therein named.

No. 52, S.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Beloit Railroad Company, approved March 29, 1855, as amended by chapter 364 of the private and local laws of 1864, and again amended by chapter 294 of private and local laws of 1870.

No. 65, S.,

A bill in relation to public notices.

No. 77, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across Red Cedar river in Burnett county.

No. 78, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across the Yellow river in Barron county.

No. 106, S.,

A bill to legalize the official acts of David Buglass, a justice of the peace in and for Juneau county.

No. 109, S.,

A bill in relation to the rights of the descendants of the Chippewas, of Lake Superior, becoming legal voters, and entitled to vote in all state elections.

No. 114, S.,

A bill relating to special terms of court in the third judicial circuit.

No. 119, S.,

A bill to change the time of holding annual meeting of the county board of St. Croix county, and to repeal chapter 238 of the general laws of Wisconsin for the year 1875.

No. 141, S.,

A bill authorizing the village of West De Pere to issue bonds for the purpose of aiding in the building of a bridge across Fox river.

No. 151, S.,

A bill to provide stationery to the appointees of the senate and assembly.

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#### SENATE MESSAGE CONSIDERED.

Read first and second times and referred.

Nos. 26, 77 and 78, S.,

To committee on Lumber and Manufactures.

Nos. 65, 106, 109, 114 and 141, S.,

To committee on Judiciary.

Nos. 58, 59 and 151, S.,

To general file.

No. 52, S.,

To committee on Railroads.

No. 119, S.,

To committee on Town and County Organization.

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#### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 38, A.,

A bill to secure to children the benefits of an elementary education.

No. 140, A.,

A bill to amend sections 490, 492, 493, 494 and 496 of the revised statutes, relating to free high schools.

No. 109, A.,

A bill to amend the city charter of Plymouth.

No. 152, A.,

A bill relating to county courts, and amendatory of section 2456 of chapter 114 of the revised statutes.

No. 233, A.,

A bill to amend chapter 313 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of Racine, approved August 8, 1848, and the several acts amendatory thereto, approved March 11, 1876, and the several acts amendatory thereto.

No. 253, A.,

A bill to protect and preserve fish in lakes Winnebago, Little Butte des Morts, Buttes des Morts, Winneconne, Poygan, Apuckaway, Buffalo and the waters of the upper and lower Fox rivers, including all streams, creeks, sloughs, bayous or marshes, or waters adjacent or tributary thereto.

No. 246, A.,

A bill to amend an act entitled an act to revise, consolidate and amend an act entitled an act to incorporate the city of Waupaca, approved March 5, 1875, approved March 10, 1876.

Were read a third time and passed.

No. 285, A.,

A bill to enable Douglas county to settle and adjust its bonded indebtedness,

Was read a third time and passed, and the title was amended to read as follows:

No. 285, A.,

A bill to enable Douglas county to compromise the litigation concerning its outstanding bonds, and to use a portion of the same to accomplish the purpose for which they were issued.

Mr. Post moved to amend the title to 246, A., by adding after "March 5, 1875," the words "and approved March 10, 1876."

Which was adopted.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 3, A.,

A bill to provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the disbursement of the free high school fund of 1878.

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#### BILLS REPORTED BY COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 123, 265, 282, 309, 362, and 387, A.,

Were ordered engrossed and read a third time.

Jt. Res. No. 3, A.,

The assembly refused to order the said resolution engrossed and read a third time by the following vote:

**Ayes:**

Messrs. Allan, J., Allen, A. C., Bentley, Blackstone, Bradley, Carter, Condit, J. D., DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Ford, Frank, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, La Due, Lewis, Lovejoy, Markham, Masse, Melvin, Peterson, A., Pulcifer, Raesser, Ringle, Sarnow, Simpson, Spiering, Thomas, Vincent, G. R., Vincent, W. J., Washburn, Webster, Widule, Williams, Withee and Zander — 44.

**Noes:**

Messrs. Ausman, Bailey, Barry, Barter, Bullock, Burdge, Cady, Caryl, Carey, Clark, Coe, Condit, F. T., Davison, Fitzgerald, Fleming, Flinn, Gallett, Gardiner, Geise, Gray, Hill, Hutchinson, Ingram, Johnson, Keogh, Mason, McDill, McRae, Mills, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Quarles, Reynolds, Sanderson, Scanlon, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., and Mr. Speaker — 47.

**Absent or not voting:**

Messrs. Bottum, Brindley, Cox, Frost, Murphy, Root and Spence — 7.

Mr. Keogh moved to reconsider the vote by which Jt. Res. No. 3, A., was refused to be ordered engrossed and read a third time, and to lay that motion on the table.

Mr. Carter moved that the assembly do now adjourn. The ayes and noes being ordered, the assembly refused to adjourn, the vote being:

**Ayes:**

Messrs. Allan, J., Allen, A. C., Bradley, Burdge, Carter, Clark, DeGross, Dewing, Eastman, Eckhardt, Field, Fisher, Geise, Gilbert, Hart, Haugen, Hemschemeyer, La Due, Lovejoy, Markham, Masse, Melvin, Mills, Peterson, A., Pulcifer, Raesser, Ringle, Sanderson, Simpson, Spiering, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Webster, Widule and Williams — 38.

**Noes:**

Messrs. Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bullock, Cady, Caryl, Carey, Coe, Condit, F. T., Condit, J. D., Davison, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gray, Greening, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Mason, McDill, McRae, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Quarles, Reynolds, Scanlon, Spence, Steffen, Theisen, Thelen, Wall, E. C., Withee and Mr. Speaker Kelly — 53.

**Absent or not voting:**

Messrs. Brindley, Cox, Frost, Murphy, Root, Sarnow and Zander — 7.

Mr. Carter moved a call of the house, which being ordered, the following gentlemen answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bradley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Hemmi, Hemschemeyer, Hill,

Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullooney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent with leave:

Messrs. Brindley, Cox and Frost.

Absent without leave:

Messrs. Bottum, Haugen, Murphy, Peterson, A., and Root.

On motion of Mr. Keogh,

Further proceedings under the call were dispensed with, by the following vote:

Ayes:

Messrs. Bailey, Barry, Blackstone, Bullock, Cady, Carel, Carey, Clark, Coe, Condit, J. D., Davison, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Frank, Gardiner, Geise, Gray, Greening, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Mason, McDill, McRae, Melvin, Mitchell, Muckerheide, Mullooney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Quarles, Reynolds, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C., Withee and Mr. Speaker—52.

Noes:

Messrs. Allan, J., Allen, A. C., Ausman, Barter, Bentley, Bradley, Burdge, Carter, Condit, F. T., DeGroff, Dewing, Eastman, Eckhardt, Field, Fischer, Gilbert, Hart, Haugen, Hemschemeyer, Lewis, Lovejoy, Markham, Masse, Mills, Peterson, A., Pulcifer, Raesser, Ringle, Sanderson, Sarnow, Simpson, Thomas, Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams and Zander—39.

Absent or not voting:

Messrs. Brindley, Cox, Frost, Gallet, Murphy, Root and Bottum—7.

Mr. Fisher moved to adjourn.

Which motion was lost, the vote being:

Ayes:

Messrs. Allan, J., Allen, A. C., Bradley, Burdge, Carter, DeGroff, Dewing, Eastman, Eckhardt, Field, Fischer, Geise, Hart, Haugen, Hemmi, Hemschemeyer, Johnson, La Due, Lewis, Lovejoy, Markham, Masse, Melvin, Mills, Mitchell, Peterson, A., Pulcifer, Raesser, Ringle, Sarnow, Simpson, Thomas, Vincent, G. R., Vincent, W. J., Webster, Widule, Williams and Zander—38.

Noes:

Messrs. Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bullock, Cady, Carel, Carey, Clark, Coe, Condit, F. T., Condit, J. D., Davison, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hill, Hutchinson, Ingram, Keogh, Mason, McDill, McRae, Muckerheide, Mullooney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Quarles, Reynolds,

Sanderson, Scanlon, Spence, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., Washburn, Withee and Mr. Speaker—53.

Absent or not voting:

Messrs. Bottum, Brindley, Cox, Frost, Murphy, Root and Spiering — 7.

Mr. Spence moved the previous question.

Mr. Carter moved a call of the house, which being ordered, the roll was called and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Bullock, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent with leave:

Messrs. Brindley, Cox and Frost.

Absent without leave:

Messrs. Burdge, Murphy and Root.

Mr. Spence moved that further proceedings under the call be dispensed with.

Which motion prevailed, by the following vote:

Ayes:

Messrs. Bailey, Barry, Bentley, Blackstone, Bottum, Bullock, Cady, Caryl, Carey, Clark, Coe, Condit, F. T., Condit, J. D., Davison, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Frank, Gardiner, Geise, Gilbert, Greening, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Mason, McDill, McRae, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Quarles, Reynolds, Ringle, Scanlon, Spence, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., Webster, Withee and Mr. Speaker Kelly—54.

Noes:

Messrs. Allan, J., Allen, A. C., Ausman, Barter, Bradley, Burdge, Carter, De Groff, Dewing, Eastman, Eckhardt, Field, Fischer, Gallett, Hart, Haugen, Hemmi, Hemschemeyer, La Due, Lovejoy, Markham, Masse, Melvin, Mills, Peterson, A., Pulcifer, Raesser, Sanderson, Sarnow, Simpson, Spiering, Thomas, Vincent, G. R., Vincent, W. J., Washburn, Widule, Williams and Zander—38.

Absent or not voting:

Messrs. Brindley, Cox, Frost, Gray, Murphy and Root — 6.

Mr. Webster moved to adjourn.

Mr. DeGroff asked leave to be excused from voting.

Mr. Pulcifer objected.

Mr. Spence raised a point of order that a member cannot be excused from voting after the house had begun voting.

The Speaker sustained the point of order.

Mr. Carter appealed from the decision of the speaker.

The house sustained the speaker's ruling, 59 voting in the affirmative, and 12 voting in the negative.

The ayes and noes were then taken on the motion to adjourn, when the motion was lost.

The vote being:

Ayes:

Messrs. Allan, J., Allen, A. C., Bentley, Bradley, Burdge, Carter, DeGroff, Dewing, Eastman, Eckhardt, Field, Fischer, Ford, Hart, Haugen, Hemschemeyer, Lewis, Loyejoy, Markham, Masse, Melvin, Mills, Peterson, A., Pulcifer, Raesser, Ringle, Sarnow, Simpson, Thomas, Vincent, G. R., Vincent, W. J., Webster, Widule, Williams and Zander—35.

Noes:

Messrs. Ausman, Bailey, Barry, Barter, Blackstone, Bullock, Cady, Carel, Carey, Clark, Coe, Condit, F. T., Condit, J. D., Davison, Ellinwood, Eitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Greening, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Mason, McDill, McRae, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Quarles, Reynolds, Sanderson, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., Washburn, Withee and Mr. Speaker—56.

Absent or not voting:

Messrs. Bottum, Brindley, Cox, Frost, Gray, Murphy and Root—7.

The question recurring, shall the main question be now put, the main question was ordered by the following vote:

Ayes:

Messrs. Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bullock, Cady, Carel, Carey, Clark, Coe, Condit, F. T., Davison, Ellinwood, Fitzgerald, Fleming, Ford, Frank, Gardiner, Gray, Greening, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, Mason, McDill, McRae, Mills, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Ostrander, Peterson, J. C., Post, Quarles, Reynolds, Scanlon, Spence, Steffen, Theisen, Thelen, Wall, E. C., Washburn, Withee, Zander and Mr. Speaker—52.

Noes:

Messrs. Allan, J., Allen, A. C., Blackstone, Bradley, Burdge, Carter, Condit, J. D., DeGroff, Dewing, Eastman, Eckhardt, Fischer, Gallett, Geise, Gilbert, Hart, Haugen, Hemschemeyer, La Due, Lewis, Lovejoy, Markham, Masse, Melvin, Peterson, A., Pulcifer, Raesser, Ringle, Sanderson, Sarnow, Simpson, Spiering, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Webster, Widule and Williams—39.

Absent or not voting:

Messrs. Brindley, Cox, Field, Flinn, Frost, Frank, Murphy and Root—7.

And the motion to reconsider the vote by which the assembly refused to order Jt. Res. No. 3 engrossed and read a third time, and to lay that motion on the table, prevailed.

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On motion of Mr. Webster,  
The assembly adjourned.

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FRIDAY, FEBRUARY 14, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Wilkinson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRea, Melvin, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Allen, A. C., Carey and Mills.

Absent with leave — Messrs. Cox and Frost.

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#### LEAVES OF ABSENCE;

Were granted

To Messrs. Carey and De Groff till Tuesday morning; to Mr. Frank from to-morrow morning till Monday evening, and to Messrs. Brindley and Washburn till Monday evening.



## LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. W. J. Vincent:

Mem. No. 163, A.,

Remonstrance of the county board of supervisors of Barron county against the exemption of the North Wisconsin Railroad from taxation.

To General File.

By Mr. Haugen:

Mem. No. 164, A.,

Petition of W. P. Knowles and sixty other voters of Ellsworth and River Falls, Pierce county, for the submission of constitutional amendment touching the liquor traffic.

To Select Committee, Mr. Bailey chairman on part of assembly.

By Mr. Reynolds:

Mem. No. 165, A.,

Petition of Mathias Broppen and seventy-one others, citizens of Calumet county, praying for aid to St. Vincent's Foundling Asylum of the city of Milwaukee.

To committee on Charitable and Penal Institutions.

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RESOLUTIONS INTRODUCED.

By Mr. Pulcifer:

Res. No. 36, A.,

*Resolved*, That the committee on Engrossed Bills be empowered to employ a clerk for such time as they may deem necessary, and that the chief clerk be empowered to place the same on his roll of extra clerks.

Which the assembly refused to adopt.

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REPORTS OF STANDING COMMITTEES.

The committee on Federal Relations, to whom was referred

M. C. No. 6, A.,

Memorial to congress for an appropriation to aid in the construction of a public bridge across Buffalo Lake in the town of Packwaukee, in the county of Marquette and state of Wisconsin.

Report the same back with amendment, and recommend its passage when amended.

T. W. SPENCE,  
*Chairman.*

The committee on Engrossed Bills, to whom was referred

No. 203, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of St. Lawrence, county of Waupaca.

No. 227, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes, relating to game and fish.

No. 287, A.,

A bill relating to fencing the Pine River Valley and Stevens Point Railroad.

No. 310, A.,

A bill amendatory of section 1629, revised statutes relating to the poisoning of wolves and other animals.

No. 361, A.,

A bill to repeal chapter 103 of the general laws of 1877, entitled an act relating to the license fund received by the city of Chipewewa Falls, and the acts amendatory thereof.

No. 366, A.,

A bill to legalize the official acts of Albert G. Cole, as court commissioner.

No. 229, A.,

A bill relating to the apportionment of state taxes, and amendatory of section 1069 of chapter 48 of the revised statutes.

And find the same correctly engrossed.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred

No. 354, A.,

A bill to provide for the improvement of Red river, in Shawano county,

Have had the same under consideration, and instruct me to report the same back with the recommendation that it be indefinitely postponed.

S. R. CLARK,  
*Chairman.*

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The joint committee on Claims, to whom was referred

• No. 402, A.,

A bill requiring the secretary of state to cause to be issued to each school district clerk within this state a copy of the Blue Book of 1879, and making appropriation therefor.

No. 278, A.,

A bill to provide for furnishing copies of the Blue Book for 1879.

No. 93, A.,

A bill to appropriate a sum of money therein named to the Eastern Monroe County Agricultural society.

No. 277, A.,

A bill to appropriate to E. P. Cowles a sum of money therein named, and to Frank Shomer, A. M. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, a sum of money therein named.

No. 363, A.,

A bill to appropriate a certain sum of money therein named to Messrs. Couler, Beach & Company.

No. 183, A.,

A bill to appropriate to David Wetherby and William James a sum of money therein named.

Have had the same under consideration, and recommend that they each be indefinitely postponed.

No. 412, A.,

A bill to appropriate a sum of money to carry out the provisions of Jt. Res. No. 12, A.

Have had the same under consideration, and report it back with the recommendation that it do pass.

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1875, and chapter 182 of the laws of 1876, and chapter 293 of the laws of 1877.

No. 117, A.,

A bill to provide for the erection of a fish hatching house in the city of Milwaukee.

Have had the same under consideration, and have amended each, and report them back with the recommendation that they do pass when so amended.

J. T. MILLS,  
*Chairman.*

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The committee on Claims. to whom was referred

No. 286, A.,

A bill to appropriate to the Adams County Agricultural [Society a sum of money therein named.

No. 202, A.,

A bill to appropriate a certain sum of money therein named to Brown & Foster.

Have had the same under consideration, and respectfully report them back with the recommendation that they be indefinitely postponed.

No. 121, A.,

A bill to appropriate to the county of Outagamie a certain sum of money therein named.

No. 300, A.,

A bill to appropriate to J. P. C. Cottrill a sum of money therein named.

No. 223, A.,

A bill to appropriate to James Davison the sum of \$265.50.

No. 380, A.,

A bill to appropriate to Wm. W. Johnson a sum of money therein named.

With the recommendation that they do pass.

J. T. MILLS,  
*Chairman.*

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Mr. Fitzgerald moved that when the assembly adjourn it be to 7 o'clock this evening.

Which motion prevailed.

Mr. Mills asked that he might change his vote on submitting to the people a constitutional amendment as provided by Jt. Res. No. 3, A.

Mr. Carter objecting, the request was refused.

Mr. Post moved to reconsider the vote by which the title to

No. 246, A.,

Was amended.

Which motion did not prevail.

On motion of Mr. DeGroff,

No. 65, S.,

A bill in relation to public notices.

Was recalled from committee on Judiciary, and referred to joint committee on Printing.

Mr. Ringle moved that

No. 46, S.,

A bill to amend sections 3329 and 3330 of chapter 143 of the revised statutes of 1878, entitled of liens.

Be taken from the general file and referred to the committee on Judiciary.

So taken and referred.

Mr. McDill moved that

No. 169, A.,

A bill to amend section 1777, revised statutes of 1878.

Be taken from the general file and referred to committee on Judiciary.

So ordered.

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#### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 314, A.,

A bill to lay out and establish a state road from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark.

No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

No. 272, A.,

A bill relating to and amendatory of chapter 16 of the private and local laws of 1872, entitled an act to incorporate the city of Eau Claire.

No. 269, A.,

A bill to amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts.

No. 261, A.,

A bill to provide for the laying out a state road from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, in the town of Green Bay, in Brown county.

Were severally read a third time and passed.

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**BILLS REPORTED BY A COMMITTEE OF THE WHOLE  
LYING OVER CONSIDERED.**

No. 50, A.,

A bill to authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin.

No. 270, A.,

A bill to regulate the terms of the circuit court in the county of Polk.

No. 126, A.,

A bill to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

Were amended and ordered engrossed and read a third time.

No. 330, A.,

A bill to amend sections 1130, 1131 and 1170 of the revised statutes, relative to printing in certain counties.

Substitute adopted, and ordered engrossed and read a third time.

No. 26, A.,

A bill to amend section 496, chapter 27, of the revised statutes.

No. 147, A.,

A bill relating to county courts, and amendatory of section 2446 of chapter 114 of the revised statutes.

No. 184, A.,

A bill to amend section 496, chapter 27, of the revised statutes of 1878.

No. 312, A.,

A bill to amend section 1339 of the revised statutes of 1878, in regard to actions against towns, etc.

No. 332, A.,

A bill to fix a uniform compensation for the directors of the state prison; the managers of the industrial school for boys; the trustees of the insane asylums, the blind institute, and the deaf and dumb institute.

No. 365, A.,

A bill to appropriate a sum of money therein named.

No. 378, A.,

A bill in relation to the duties of assessors.

No. 368, A.,

A bill to encourage the raising of improved stock.

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No. 384, A.,

A bill to regulate the publication of county advertising and printing.

No. 15, A.,

A bill to protect the people of cities against nuisance.

No. 197, A.,

A bill to amend subdivision 4 of section 1915 of the revised statutes of 1878, relating to foreign insurance companies,

Were severally indefinitely postponed.

No. 66, S.,

A bill providing for filing and payment of county orders,

Was, on motion of Mr. Carter, indefinitely postponed.

No. 28, A.,

A bill to amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

Was postponed till Tuesday, and substitute ordered printed.

No. 241, A.,

A bill to provide for the leasing of convict labor to the United States government and to counties for the purpose of public improvements, and amendatory of sections 4938 to 4943 of chapter 201 of the revised statutes of 1878.

Was re-referred to committee on Charitable and Penal Institutions.

On motion of Mr. Gray,

The rules were suspended, and

No. 256, A.,

A bill to abolish the civil and criminal jurisdiction of the Brown county court, and to amend certain sections of the revised statutes.

Was read a third time and passed.

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On motion of Mr. Hutchinson,

The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Bentley in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration; some with and some without amendment.

No. 7, A.,

A bill to regulate the rate of interest.

No. 52, A.,

A bill to repeal section 1181 of chapter 50 of the revised statutes

of this state, relating to the foreclosure of tax sale certificates and sale of lands therein mentioned.

Jt. Res. No. 6, A.,

Amending the constitution, and providing for biennial sessions of the legislature.

No. 46, A.,

A bill to provide for the purchase of certain digests of Wisconsin reports.

No. 14, A.,

A bill to regulate the times of holding the circuit court in Juneau county.

No. 175, A.,

A bill authorizing justices of the peace elected in the several wards of the city of Madison to keep an office and to perform their duties in any part of said city.

No. 267, A.,

A bill to provide for sentences to the state prison without fixing the time.

No. 3, S.,

A bill to legalize the acts of John Carel, a justice of the peace in the county of Kewaunee.

No. 301, A.,

A bill to amend chapter 13 of the private and local laws of 1871, entitled an act to amend chapter 172 of the local laws of 1870, entitled an act to incorporate the Baraboo Air Line Railroad Company.

No. 329, A.,

A bill to amend section 1131, revised statutes, relating to publication of tax sales.

No. 75, A.,

A bill relating to elections, and amendatory of section 27 of chapter 5 of revised statutes of 1878.

No. 390, A.,

A bill to amend section 4 of chapter 228 of the laws of 1876, relating to the disbursements of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

No. 89, A.,

A bill to amend section 1436 of chapter 58 of the revised statutes, entitled of medical societies.

No. 18, S.,

A bill to regulate the practice of dentistry in the state of Wisconsin.

No. 55, S.,

A bill to amend section 1527, chapter 63, of the revised statutes of 1878, entitled of the relief and support of the poor.

No. 45, S.,

A bill to amend section 8 of chapter 178, of the general laws of 1875, entitled an act for the division of the counties of Clark, Marfathon, Lincoln and Chippewa, and the erection of the county of Taylor.

No. 307, A.,

A bill relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878.

No. 177, A.,

A bill to authorize the county of Taylor to borrow money.

No. 170, A.,

A bill amending section 1972, chapter 89 of the revised statutes of 1878, entitled of insurance companies.

No. 259, A.,

A bill to amend section 1931, chapter 89 of the revised statutes of 1878, entitled of insurance companies.

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

No. 382, A.

A bill to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

No. 95, A.,

A bill relating to election returns, and amendatory of section 44, chapter 5 of the revised statutes of 1878.

No. 276, A.,

A bill to provide for the sale of certain Wisconsin reports.

M. C. No. 5, A.,

Memorial to congress for an appropriation to complete the breakwater and the entrance to the Harbor of Refuge in Sturgeon Bay, Wisconsin.

No. 121, S.,

A bill to provide for the construction of fishways in the outlet of Big Green Lake, Green Lake county.

No. 405, A.,

A bill relating to the revised statutes, and amending the same.

No. 37, A.,

A bill relating to negotiable paper, and amendatory of section 1675 of chapter 78 of the revised statutes of 1878.

No. 39, A.,

A bill relating to the appointment of notaries public, and amendatory of section 173, chapter 13, of the revised statutes.

No. 118, A.,

A bill to amend section 4276 of chapter 178 of the revised statutes, entitled of miscellaneous provisions.

No. 260, A.,

A bill for the preservation of fish and game in Polk county.

No. 322, A.,

A bill relating to the establishment of landmarks, and to the deposits of field notes in the proper office.

No. 306, A.,

A bill to except the city of Watertown from the provisions of sections No. 20, 21, 22, 23 and 24 of chapter 5 of the revised statutes of 1878, relating to registry of electors.

No. 263, A.,

A bill to provide for the registry of electors at charter elections in the city of Milwaukee.



No. 338, A.,

A bill to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee.

No. 149, A.,

A bill in addition to section 44, chapter 144, entitled an act to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, and the acts amendatory thereto, passed March 3, 1875, and to repeal a part of said section 44.

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

No. 21, S.,

A bill to appropriate the sum of two thousand dollars to the Wisconsin State Agricultural Society.

No. 36, S.,

A bill to appropriate the sum of one thousand dollars to the Northern Wisconsin Agricultural and Mechanical Association.

No. 72, S.,

A bill to appropriate the sum of two hundred dollars to the Columbus Union Fair Agricultural society and the Lodi Union Agricultural society.

No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors.

No. 371, A.,

A bill to authorize the superintendent of public property to furnish postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

No. 95, S.,

A bill to amend chapter 97 of the general laws of 1876, entitled an act to regulate the licenses to be paid by railroads.

No. 58, S.,

A bill to appropriate to Dewit C. Fyler a sum money therein named.

No. 59, S.,

A bill to appropriate to John Weirick a sum of money therein named.

No. 151, S.,

A bill to provide stationery to the appointees of the senate and assembly.

No. 56, S.,

A bill to legalize the action, therein set forth, of the Columbus Town Fire Insurance Company.

No. 30, S.,

A bill to amend chapter 135 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of La Crosse, approved February 19, 1869, and the several acts amendatory thereof, approved March 7, 1876.

No. 46, S.,

A bill to amend sections 3329 and 3330 of chapter 143 of the revised statutes of 1878, entitled of liens.

No. 63, S.,

A bill to provide for the election of justices of the peace in the city of Watertown.

No. 36, A.,

A bill to amend section 113 of chapter 10 of the revised statutes of 1878, in regard to stationery.

No. 7, S.,

A bill to amend section 1997, chapter 91, of the revised statutes, relating to religious societies.

No. 75, S.,

A bill to amend section 378, chapter 25, of the revised statutes, entitled of the university.

No. 76, S.,

A bill to provide compensation for completing the transcribing of the journals of the senate and assembly,

Without amendment.

No. 409, A.,

A bill to regulate the payment of taxes upon telegraph companies.

No. 410, A.,

A bill to regulate taxes upon express companies.

No. 411, A.,

A bill to regulate palace-car companies in this state.

No. 236, A.,

A bill to amend sections 1, 2, 3 and 4 of chapter 6 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof, in relation to the taking of property for streets and other public purposes in said city.

No. 73, S.,

A bill to facilitate the execution of trusts assumed by the state of Wisconsin by her acceptance of the grants of land made by acts of congress, approved respectively June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

No. 2, S.,

A bill to authorize Nicholas Abrahamson to build, keep and maintain a dam or dams across the Weirgor river, a tributary of the Chippewa river, in Chippewa county.

With amendment.

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On motion of Mr. McDill,

The assembly adjourned till 7 o'clock this evening.

7 O'CLOCK, P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Bailey, Barry, Barter, Bentley, Bottum, Bradley, Bullock, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Davison, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gardiner, Geise, Gilbert, Greening, Hart, Hemschemeyer, Hill, Ingram, Johnson, Keogh, Lovejoy, Markham, Mason, McRae, Melvin, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Widule, Williams, Zander and Mr. Speaker.

Absent — Messrs. Ausman, Blackstone, Gallett, Gray, Haugen, Hemmi, Hutchinson, La Due, Lewis, Masse, McDill, Mills, Mitchell, Webster and Withee.

Absent with leave — Messrs. Brindley, Carey, Cox, DeGross, Frost and Washburn.

Leaves of absence were granted to

Messrs. Field, Steffen, Fitzgerald and Scanlon, till Monday evening.

Messrs. Masse, Blackstone and McRae, till Tuesday evening.

Messrs. Mason and Clark, till Wednesday.

Mr. Lewis, indefinitely.

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Mr. Fitzgerald moved that when the assembly adjourn it be till Monday evening at 7:30. Carried.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills, to whom was referred the following bills, have had them under consideration, and respectfully report them correctly engrossed:

No. 193, A.,

A bill to authorize Knapp, Stout & Co. company to erect and maintain a dam across Yellow river, in Barron county.

No. 231, A.,

A bill to authorize the county of Trempealeau to borrow money.

No. 237, A.,

A bill amendatory of chapter 385, laws of Wisconsin for the year 1876, entitled an act to lay out, open and establish a state road from at or near Jenny, in Lincoln county, to Westboro, in Taylor county, and to intersect the new Yellow river road in Chippewa county.

No. 250, A.,

A bill for the relief of James S. Wells.

No. 251, A.,

A bill to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on State Affairs, to whom was referred

No. 324, A.,

A bill to compel the Milwaukee & Cedarburg Plankroad Company to file the reports required by law, and fixing a penalty for their failure to do so.

Report the same back to the house with a substitute, and recommend the passage of the substitute.

E. D. COE,  
*Chairman.*

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The committee on Judiciary, to whom was referred

No. 106, S.,

A bill to legalize the official acts of David Buglass, a justice of the peace in and for Juneau county.

No. 327, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes of 1878.

Report the same back with recommendation that their consideration be severally indefinitely postponed.

No. 114, S.,

A bill relating to special terms of court in the third judicial circuit.

No. 141, S.,

A bill authorizing the village of West De Pere to issue bonds for the purpose of aiding in the building of a bridge across Fox river.

Report the same back with recommendation that they be severally concurred in.

No. 374, A.,

A bill relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes.

Report the same back with recommendation that it pass.

W. E. CARTER,  
*Chairman.*

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The committee on Education, to whom was referred

No. 62, S.

A bill to amend section 401, chapter 26, revised statutes, entitled of normal schools and academies.

Have had the same under consideration and have instructed me

to report the same back with the recommendation that it be concurred in.

No. 280, A.,

A bill to amend section 387 of the revised statutes, relating to the granting of state certificates to graduates of the state university.

And recommend that it be indefinitely postponed.

ELIHU BAILEY,  
*Chairman.*

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The Select Committee, to whom was referred

No. 389, A.,

A bill authorizing Peter Lagoe and his associates to improve Tuppen creek, in Chippewa county, Wisconsin.

Report the same back with substitute, and recommend that they be referred to the Judiciary committee and substitute printed.

H. C. McRAE,  
*Committee.*

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#### RECOMMITMENTS.

No. 389, A.,

Was referred to committee on Judiciary.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 256, A.,

A bill to abolish the civil and criminal jurisdiction of the Brown county court, and to amend certain sections of the revised statutes.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 162, S.,

A bill to amend section 1, chapter 154, laws of Wisconsin of 1878, entitled an act to amend the charter of the city of Neenah.

21 — A. J.

No. 148, S.,

A bill to provide maps of Wisconsin for public use in certain cases.

No. 140, S.,

A bill authorizing the village of De Pere to issue bonds for the purpose of aiding in the building of a draw and main bridge across the canal and Fox river.

No. 8, S.,

A bill to authorize O. J. Haywood and W. E. McCord to build a dam across and otherwise improve Little Chief river, in Chippewa county, Wisconsin, for log driving purposes.

And has concurred with the assembly in

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

No. 181, A.,

A bill to authorize K. O. Schellswick to build a pier, extending into the waters of Lake Michigan.

No. 212, A.,

A bill to amend chapter 182 of the general laws of 1875, entitled an act to amend chapter 550 of private and local laws of 1867, entitled an act to amend chapter 233 of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison.

No. 108, A.,

A bill to amend an act to revise and amend an act, entitled an act in relation to public schools in the city of Watertown, approved March 15, 1856, and the several acts amendatory thereof; and to repeal chapter 140 of the laws of 1856, and all acts amendatory thereof, relating to public schools in the city of Watertown, approved March 15, 1856.

No. 213, A.,

A bill to authorize Wm. T. Price, his associates and assigns, to erect and maintain a dam or dams across, and make other improvements in O'Niel creek, in Clark county.

No. 47, A.,

A bill to amend section 1 of chapter 318 of the laws of 1878, entitled an act to authorize Frederick G. Stanley and others to build and maintain a dam or dams across Court Oreille river, in the county of Chippewa, state of Wisconsin.

No. 15, A.,

A bill to prohibit the killing of deer in Door county for shipment outside of Door county.

No. 155, A.,

A bill relating to the preservation of trout in the waters of St. Croix, Pepin and Pierce counties, and amendatory of section 1 of chapter 126 of the laws of 1878.

## SENATE MESSAGE CONSIDERED.

Read first and second times and referred.

No. 80, S.,

To committee on Lumber and Manufactures.

No. 140, S.,

To committee on Judiciary.

No. 148, S.,

To general file.

No. 162, S.,

To committee on Incorporations.

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Mr. Hutchinson moved to reconsider the vote by which

No. 365, A.,

A bill to appropriate a sum of money therein named,

Was indefinitely postponed,

Which motion did not prevail.

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Mr. Murphy moved that the rules be suspended and

M. C. No. 6, A.,

Memorial to congress for an appropriation to aid in the construction of a public bridge across Buffalo lake, in the town of Packwaukee, in the county of Marquette and state of Wisconsin.

Be put upon its passage.

Which motion prevailed, and the memorial was amended and passed.

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ASSEMBLY BILLS ON THEIR THIRD READING.

No. 203, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of St. Lawrence, county of Waupaca.

No. 227, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes, relating to game and fish.

No. 229, A.,

A bill relative to the apportionment of state taxes and amendatory of section 1069 of chapter 48 of the revised statutes.

No. 287, A.,

A bill relating to fencing the Pine River Valley and Stevens Point railroad.

No. 310, A.,

A bill amendatory of section 1629, revised statutes, relating to the poisoning of wolves and other animals.

No. 361, A.,

A bill to repeal chapter 103 of the general laws of 1877, entitled an act relating to the license fund received by city of Chippewa Falls, and the acts amendatory thereof.

No. 366, A.,

A bill to legalize the official acts of Albert G. Cole as court commissioner.

Were severally read a third time and passed.

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**BILLS REPORTED BY COMMITTEE OF THE WHOLE  
LYING OVER CONSIDERED.**

No. 7, A.,

Was laid aside till Tuesday and made a special order.

Nos. 7, 18, 30, 45, 56, 63, 95, 121, 58 and 59, S.,

Were severally ordered to a third reading.

Nos. 21, 76, 75, 72, 151 and 36, S.,

Were postponed till Tuesday.

Nos. 2 and 73, S.,

Were amended and ordered to a third reading.

Mr. Carter asked unanimous consent to take up No. 73, S., and put the same upon its passage.

Mr. Bailey objected.

Nos. 14, 175, 267, 307, 382, 338, and 390, A.,

Were severally ordered engrossed and read a third time.

No. 371, A.,

Was postponed till Tuesday.

Mr. Carter stated that Mr. Bailey had withdrawn his objections to the consideration of No. 73, S., at this time, and again asked unanimous consent to put the same on its passage.

Mr. Fitzgerald objected.

No. 405, A.,

Was laid aside until Wednesday.

No. 263, A.,

Was ordered engrossed and read a third time,

By the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bottum, Bradley, Bullock, Burdge, Cady, Carter, Coe, Dewing, Eastman, Eckhardt, Field, Fischer, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, La Due, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mills, Mitchell, Nichols, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Simpson, Spence, Thomas, Vincent, W. J., Wall, W., Webster, Widule, Williams, Withee and Mr. Speaker Kelly — 55.

Noes — Messrs. Bentley, Condit, F. T., Condit, J. D., Davison, Fitzgerald, Fleming, Flinn, Frank, Geise, Gray, Greening, Keogh, Muckerheide, Mullowney, Murphy, O'Flaherty, Petersen, J. C., Post, Reynolds, Ringle, Root, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C., and Zander — 28.



Absent or not voting — Messrs. Blackstone, Brindley, Carey, Caryl, Clark, Cox, DeGroff, Ellinwood, Ford, Frost, Hemschemeyer, Lewis, Masse, Scanlon and Washburn — 13.

M. C. No. 5, A.,

Was ordered engrossed and read a third time.

No. 117, A.,

Was amended and engrossment refused, when it was referred to Mr. E. C. Wall.

Nos. 46, 52, 75, 170, and 276, A.,

Were amended and ordered engrossed and read a third time.

No. 292, A.,

Was postponed till Tuesday, and substitute ordered printed.

Jt. Res. No. 6, A.,

Was amended, and ordered engrossed and read a third time by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Bullock, Burdge, Cady, Caryl, Carter, Coe, Condit, F. T., Condit, J. D., Davison, Dewing, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Johnson, Keogh, LaDue, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 84.

Noes — Mr. Hutchinson — 1.

Absent or not voting — Messrs. Blackstone, Brindley, Carey, Clark, Cox, DeGroff, Ellinwood, Frost, Lewis, Masse, Scanlon, G. R. Vincent and Washburn — 13.

No. 95, A.,

Was ordered engrossed and read a third time.

No. 236, A.,

Was amended, and ordered engrossed and read a third time.

Nos. 333, 409, 410, 411, A.,

Were referred to committee on Judiciary.

No. 55, S.,

Was laid over till Tuesday.

No. 211, A.,

Was postponed till Wednesday.

No. 39, A.,

Was postponed till Thursday.

Nos. 36, 259, 260, 301, 322, 329, 177, 149, 118, 89 and 37, A., and No. 3, S.,

Were severally indefinitely postponed.

No. 306, A.,

Was indefinitely postponed by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Burdge, Cady, Carter, Coe, Dewing, Eastman, Eckhardt, Field, Fischer, Gallett, Gardiner, Gilbert,

Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Nichols, Ostrander, Peterson, A., Raesser, Sanderson, Sarnow, Simpson, Spence, Vincent, W. J., Widule, Williams, Withee and Mr. Speaker — 52.

Noes — Messrs. Bullock, Carel, Condit, F. T., Condit, J. D., Davison, Fitzgerald, Fleming, Flinn, Ford, Frank, Geise, Gray, Greening, Keogh, Muckerheide, Mullowney, Murphy, O'Flaherty, Petersen, J. C., Post, Pulcifer, Reynolds, Ringle, Root, Spiering, Steffen, Theisen, Thelen, Wall, E. C., and Zander — 30.

Absent or not voting — Messrs. Blackstone, Brindley, Carey, Clark, Cox, DeGroff, Ellinwood, Frost, Lewis, Quarles, Scanlon, Thomas, G. R. Vincent, W. Wall, Washburn and Webster — 16.

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On motion of Mr. Davison,  
The assembly adjourned till Monday evening at 7:00 o'clock.

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MONDAY, FEBRUARY 17, 1879.

7:30 o'clock, P. M.

The assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Dewing, Eastman, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, Melvin, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Quarles, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Zander and Mr. Speaker.

Absent — Messrs. Barry, Davison, Eckhardt, Geise, Mills, Mullowney, Peterson, A., Raesser and Withee.

Absent with leave — Messrs. Blackstone, Carey, DeGroff, Mason and McRae.

Leaves of absence were granted to Messrs. Eckhardt, Withee, Barry, Geise, Davison, Raesser and Mullowney, until to-morrow morning.

Mr. Spence moved that when the assembly adjourn it be till 9 o'clock to-morrow morning.

Which motion prevailed.

The speaker announced to the house that since the last session of this body the Hon. George L. Frost, late member of the assembly from Iowa county, had departed this life.

The speaker further announced that he had taken the responsibility to appoint a committee on part of the assembly, to act with a committee on part of the senate, to accompany the remains to Dodgeville.

Such committee consisted on part of the senate, Senators Campbell and Anderson.

On the part of the assembly, Messrs. Greening, Zander and Cox.

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Mr. Hutchinson introduced a resolution as follows:

Res. No. 37, A.,

*Resolved*, That the assembly will to-morrow evening, at half past eight o'clock, take up as special order resolutions of respect to the memory of Hon. George L. Frost, late a representative in this house from the county of Iowa.

Which was adopted.

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Mr. Hutchinson moved, as a further token of respect to our deceased brother, that the assembly do now adjourn.

Which motion prevailed, and the assembly adjourned till 9:00 o'clock to-morrow morning.

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TUESDAY, FEBRUARY 18, 1879.

9 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carter, Clark, Coe, Condit, J. D., Cox, Davison, DeGroof, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, Mc-

Rea, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Washburn, Webster, Widule, Williams, Zander and Mr. Speaker.

Absent — Messrs. Barry, Blackstone, Carey, Condit, F. T., Fischer, Mullooney, Pulcifer, Raesser, Wall, W. and Withee.

Absent with leave — Mr. Mason.

Leaves of absence were granted to Messrs. Withee and W. Wall for one hour, to Messrs. Carey and G. R. Vincent till to-morrow, to Mr. Barry till to-night, and to Mr. Blackstone indefinitely.

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### RESOLUTIONS INTRODUCED.

By Mr. W. J. Vincent:

Res. No. 38, A.,

*Resolved*, That the senate is requested to return to assembly for further consideration,

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans' Home.

Which was adopted.

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### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills, to whom was referred the following bills, have had them under consideration, and respectfully report them correctly engrossed:

No. 133, A.,

A bill relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 123, A.,

A bill to change the name of the military organization of the state of Wisconsin, and to amend chapter 37, revised statutes of 1878.

No. 266, A.,

A bill in relation to religious exercises in public schools.

No. 24, A.,

A bill relating to secret, beneficiary, charitable, and benevolent orders.

No. 198, A.,

A bill to regulate the size of meshes of nets used in the waters of Lake Michigan, and the waters of Green Bay, and the waters of Lake Superior, and for the better enforcement of the fish and game laws of the state, and to repeal section 4563 of the revised statutes.

No. 265, A.,

A bill to further protect life and limb.

No. 13, A.,

A bill to suppress vagabondage.

No. 185, A.,

A bill to amend section 1319 of the revised statutes, relating to erecting and repairing bridges.

No. 186, A.,

A bill to repeal sections 1, 2 and 3 of chapter 168 of the private and local laws of 1854, relating to the construction and maintaining of a flume in the second ward of the city of Milwaukee.

No. 187, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Ten Mile Creek, in Chippewa county, Wisconsin.

No. 245, A.,

A bill to amend section 450 of the revised statutes, relating to certificates and examinations of teachers.

No. 249, A.,

A bill relating to the boundary of the city of Prairie du Chien.  
GEO. H. MARKHAM,

*Chairman.*

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The committee on Incorporations, to whom was referred

No. 408, A.,

A bill to amend section 1465 of chapter 60 of the revised statutes, relating to agricultural societies.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 232, A.,

A bill to amend chapter 63 of the private and local laws of 1860, entitled an act to incorporate the Milwaukee & Cedarburg Plank Road company.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 205, A.,

A bill dividing the counties of Clark and Marathon, erecting the county of Webster.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

Mr. Root dissenting.

A. E. GILBERT,

*Chairman.*

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The committee on State Lands, to whom was referred

No. 47, S.,

A bill to authorize the payment of expenses in securing lands, to which the state is or may be entitled.

No. 326, A.,

A bill to authorize the issuing of patents to deceased persons in certain cases.

No. 388, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

Report the same back, with recommendation that they do severally pass.

No. 33, A.,

A bill to provide for the sale of certain lands belonging to the state of Wisconsin.

And report the same back with amendment, and recommend its passage when so amended.

No. 385, A.,

A bill relating to the reduction of the price of swamp and overflowed lands in Burnett county.

And report the same back, with recommendation that its consideration be indefinitely postponed.

No. 319, A.,

A bill to repeal section 277 of the revised statutes, and to provide for the redemption of forfeited mortgaged lands and the refunding of surplus money thereon.

Report the same back, and recommend that it be referred to the Judiciary committee.

No. 113, A.,

A bill to amend sections 4 and 5, chapter 203, laws of Wisconsin for 1878, entitled an act to provide for laying out, establishing and building a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

Report the same back with amendment, and recommend its passage when so amended.

A. P. ELLINWOOD,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 343, A.,

A bill to amend the charter of the city of Chilton.

Respectfully reports the same back with recommendation that it be referred to committee on Incorporations.

J. B. REYNOLDS,  
*Select Committee.*

The Select Committee, to whom was referred

No. 244, A.,

A bill to amend an act to incorporate the city of Oconomowoc.

Has had the same under consideration, and report it back with substitute, and recommend the adoption of the substitute.

W. H. WASHBURN.

*Select Committee.*

No. 344, A.,

Was referred to committee on Incorporations.

No. 244, A.,

Substitute ordered printed, and bill and substitute referred to committee on Judiciary.

### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the amendment to

No. 73, S.,

A bill to facilitate the execution of trusts assumed by the state of Wisconsin by her acceptance of the grants of land made by acts of congress, approved respectively June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

And has passed, and asks the concurrence of the assembly in,

No. 37, S.,

A bill to appropriate to the superintendent of public property a sum of money therein named, to purchase the necessary stationery for the use of the legislature and state officers for the ensuing year.

No. 48, S.,

A bill to amend section 2577 of the revised statutes of 1878, entitled legal holidays.

No. 51, S.,

A bill to incorporate the city of Ahnapee.

No. 64, S.,

A bill for the relief of Sarah Jane Tarr, and to appropriate to her a sum therein named.

No. 67, S.,

A bill to provide for laying out, establishing and building a state road from the city of Grand Rapids, in the county of Wood, to the city of Stevens Point, in the county of Portage.

No. 70, S.,

A bill to repeal chapter 53, private and local laws of 1872, entitled an act to provide for county printing for the county of Wau-paca, and chapter 99, laws of 1876, amendatory thereof,

No. 104, S.,

A bill to promote good order and repress crime.

No. 108, S.,

A bill to amend section 443 of chapter 27 of the revised statutes of 1878, entitled of common schools.

No. 116, S.,

A bill to authorize Wm. McKeath to improve Pine creek in Chippewa county for log driving purposes.

No. 131, S.,

A bill to amend the charter of the city of Milwaukee.

No. 135, S.,

A bill to define and limit the liabilities of counties in certain cases.

No. 137, S.,

A bill to provide for the removal of county treasurers in certain cases.

No. 138, S.,

A bill to amend the charter of the city of Appleton.

No. 142, S.,

A bill to amend section 2001 of chapter 91 of the revised statutes of 1878, entitled of religious societies.

No. 143, S.,

A bill to amend chapter 215 of the private and local laws of 1874, entitled an act to incorporate the city of Oconto.

No. 149, S.,

A bill to legalize the official acts of Thompson Phillips, a justice of the peace in Jackson county.

No. 150, S.,

A bill to authorize corporations formed for the improvement of a stream, and to drive logs or to maintain booms or dams therein, to hold stock in any other corporation formed for the improvement of or driving or booming logs in the same stream, or in any of its tributaries, to consolidate with or otherwise unite with any such corporation.

No. 163, S.,

A bill to impose certain penalties upon county officers for violating certain provisions of law.

No. 168, S.,

A bill to amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

No. 177, S.,

A bill to provide for the compensation of certain additional employees in the legislature for 1879.

No. 181, S.,

A bill to reorganize the Wisconsin Horticultural Society.

No. 183, S.,

A bill to appropriate a sum of money for repairs and improvements in the capitol park.

No. 184, S.,

A bill limiting the amount of school district tax to be levied in any one year.



And has concurred with the assembly in

No. 116, A.,

A bill to improve the Soft Maple Creek, in the county of Chippewa, Wisconsin, and to grant to Mark Douglas, his associates and assigns, certain powers and privileges therein named.

No. 131, A.,

A bill relating to and amendatory of section 10 of chapter 10 of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 148, A.,

A bill authorizing Daniel Shaw, Elias Moses, and their assigns, to maintain dams on the Deer Tail river, a tributary of the Chippewa river, and to build and maintain dams on said Deer Tail river, and to collect tolls on logs put in said river.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 4, S.,

A bill for the division of the counties of Chippewa and Lincoln, and the erection of the county of Flambeau.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 201, A.,

A bill to amend section 1 of chapter 327 of the laws of Wisconsin of 1874, and section 1 of chapter 262 of the laws of Wisconsin of 1878, entitled an act relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

No. 192, A.,

A bill to amend chapter 145 of the laws of 1878, entitled an act relating to the publication and sale of the reports of the geological survey, and amendatory of chapter 121 of the laws of Wisconsin of 1876.

No. 96, A.,

A bill to legalize the action therein named of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts.

And has amended and adopted and concurred with the assembly in

No. 110, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of the city officers of the city of Watertown.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 285, A.,

A bill to enable Douglas county to compromise the litigation concerning its outstanding bonds, and to use a portion of the same to accomplish the purpose for which they were issued.

No. 120, A.,

A bill to legalize the organization of Mount Hope Cemetery association of Brooklyn, Green county, and the acts of the trustees thereof.

No. 44, A.,

A bill to legalize the action of the county board of supervisors of Waushara county, in vacating a certain piece of road at their annual session, in the year 1877.

No. 182, A.,

A bill to amend section 356 of chapter 22 of the revised statutes, relating to the distribution of public documents.

No. 188, A.,

A bill to authorize Wm. Le Roy to build and maintain a pier extending into the waters of Sturgeon Bay.

No. 8, A.,

A bill to regulate the time for holding the general and special terms of the circuit court in the 8th judicial circuit, and to authorize the circuit judge of said circuit to appoint special terms therein.

No. 168, A.,

A bill to legalize the actions of school district number four, in the town of Clear Lake, in Polk county.

No. 122, A.,

A bill to repeal chapter 238 of the private and local laws of 1878, entitled an act to authorize the town of Amherst to build a town hall.

No. 86, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

No. 4, A.,

A bill to authorize the county of Barron to borrow money.

No. 311, A.,

A bill altering the time of holding the September term of the Grant county circuit court.

No. 174, A.,

A bill to authorize John Furlong to build and maintain a pier extending into the waters of Lake Michigan.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has directed me to return to you, for further consideration,

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans' Home.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred in the assembly amendment to

No. 2, S.,

A bill to authorize Nicholas Abrahamson to build, keep and maintain a dam or dams across the Wiergor river, a tributary of the Chippewa river, in Chippewa county.

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#### SENATE BILLS ON THEIR THIRD READING.

No. 2, S.,

A bill to authorize Nicholas Abrahamson to build, keep and maintain a dam or dams across the Weirgor river, a tributary of the Chippewa river, in Chippewa county.

No. 7, S.,

A bill to amend section 1997, chapter 91, of the revised statutes, relating to religious societies.

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No. 30, S.,

A bill to amend chapter 135 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of La Crosse, approved February 19, 1869, and the several acts amendatory thereof, approved March 7, 1876.

No. 45, S.,

A bill to amend section 8 of chapter 178 of the general laws of 1875, entitled an act for the division of the counties of Clark, Marathon, Lincoln and Chippewa, and the erection of the county of Taylor.

No. 56, S.,

A bill to legalize the action, therein set forth, of the Columbus Town Fire Insurance company.

No. 63, S.,

A bill to provide for the election of justices of the peace in the city of Watertown.

No. 121, S.,

A bill to provide for the construction of fishways in the outlet of Big Green Lake, Green Lake county.

No. 73, S.,

A bill to facilitate the execution of trusts assumed by the state of Wisconsin by her acceptance of the grants of land made by acts of congress approved respectively June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

Were severally read a third time and passed.

No. 18, S.,

A bill to regulate the practice of dentistry in the state of Wisconsin.

Was indefinitely postponed.

No. 95, S.,

A bill to amend chapter 97 of the general laws of 1876, entitled an act to regulate the license to be paid by railroads.

Was read a third time and passed by the following vote.

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carter, Clark, Coe, Condit, F. T., Cox, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Williams, Zander and Mr. Speaker—77.

Noes — Messrs. Ausman, Bailey, Condit, J. D., Davison, Fleming, Greening, Hart, Murphy and Simpson — 9.

Absent or not voting — Messrs. Barry, Blackstone, Caryl, Carey, La Due, Mason, Muldowney, Raesser, Thomas, Widule and Withee — 11.

No. 59, S.,

A bill to appropriate to John Weirick a sum of money therein named.

Was read a third time and passed,

By the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Webster, Widule, Williams, Zander and Mr. Speaker — 85.

Mr. Washburn voted no.

Absent or not voting — Messrs. Barry, Blackstone, Carey, Field, Ingram, Mason, Mills, Mullowney, Pulcifer, Raesser and Withee — 11.

No. 58, S.,

A bill to appropriate to Dewit C. Fyler a sum of money therein named,

Was read a third time and passed, the vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mills, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Webster, Widule, Williams, Zander and Mr. Speaker — 84.

Noes — Messrs. Greening and Washburn — 2.

Absent or not voting — Messrs. Barry, Blackstone, Carey, Dewing, Field, Mason, Mitchell, Mullowney, Raesser, Thomas and Withee — 11.

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#### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 231, A.,

A bill to authorize the county of Trempealeau to borrow money.

No. 237, A.,

A bill amendatory of chapter 385, laws of Wisconsin for the year

22 — A. J.

1876, entitled an act to lay out, open and establish a state road from at or near Jenny, in Lincoln county, to Westboro, in Taylor county, and to intersect the new Yellow river road in Chippewa county.

No. 251, A.\*

A bill to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

Were severally read a third time and passed.

No. 193, A.,

A bill to authorize Knapp, Stout & Co. company to erect and maintain a dam across Yellow river, in Barron county.

Was read a third time and passed, and the title amended so as to read as follows:

No. 193, A.,

A bill to authorize William Wilson, Andrew Taintor, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to erect and maintain a dam across Yellow river, in Barron county.

No. 250, A.,

A bill for the relief of James S. Wells.

Was read a third time and passed, the vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, De Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fisher, Fleming, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, Melvin Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Quarles, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W. Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 83.

Mr. Washburn voted no.

Absent or not voting — Messrs. Barry, Blackstone, Carey, Fitzgerald, Flinn, Hutchinson, Mason, McRae, Mullowney, Peterson, A., Raesser, Root and Wall, E. C. — 13.

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE LYING OVER CONSIDERED.

No. 374, A.,

A bill relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes.

Was ordered engrossed and read a third time.

No. 7, A.,

A bill to regulate the rate of interest.

Mr. Carter moved to lay the bill upon the table.

The ayes and noes being called, the following is the vote:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Bradley,

Brindley, Carter, Coe, Condit, F. T., DeGroff, Dewing, Ellinwood, Field, Fischer, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Markham, McRae, Pulcifer, Quarles, Sarnow, Simpson, Vincent, W. J., Wall, E. C., Washburn, Widule, Withee and Zander — 38.

Noes — Ausman, Bailey, Barry, Bottum, Bullock, Cady, Clark, Condit, J. D., Cox, Davison, Eastman, Eckhardt, Fitzgerald, Fleming, Ford, Frank, Gallett, Gardiner, Geise, Greening, Johnson, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, W., Webster, Williams and Mr. Speaker — 49.

Absent or not voting — Messrs. Blackstone, Burdge, Caryl, Carey, Flinn, Gray, Mason, Mullowney, Raesser and Sanderson — 10.

And the assembly refused to lay the bill upon the table.

Mr. Bailey moved the previous question.

The ayes and noes were called, and the house refused to order the main question by the following vote:

Ayes — Messrs. Bailey, Barry, Bentley, Bottum, Bullock, Burdge, Clark, Condit, J. D., Cox, Eastman, Eckhardt, Fischer, Fitzgerald, Ford, Gallett, Gardiner, Hutchinson, Johnson, Melvin, Mitchell, Muckerheide, Murphy, Peterson, A., Post, Quarles, Scanlon, Spence, Thelen, Vincent, G. R., Widule and Zander — 31.

Noes — Messrs. Allan, J., Allen, A. C., Ausman, Barter, Bradley, Brindley, Cady, Carter, Coe, Condit, F. T., Davison, DeGroff, Dewing, Ellinwood, Field, Fleming, Frank, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Keogh, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Mills, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Ringle, Root, Sanderson, Sarnow, Simpson, Spiering, Steffen, Theisen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Williams, Withee and Mr. Speaker — 57.

Absent or not voting — Messrs. Blackstone, Caryl, Carey, Flinn, La Due, Mason, Mullowney, Raesser and Reynolds — 9.

Mr. Mills moved to amend the substitute offered by the Judiciary Committee by adopting the substitute reported by the minority.

Mr. Keogh moved to lay the amendment on the table.

Which the house refused to do, the vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Bradley, Brindley, Burdge, Carter, Coe, Condit, F. T., DeGroff, Dewing, Ellinwood, Field, Fischer, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lovejoy, Markham, McRae, Pulcifer, Quarles, Simpson, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster and Withee — 38.

Noes — Messrs. Ausman, Bailey, Barry, Bottum, Bullock, Cady, Clark, Condit, J. D., Cox, Davison, Eastman, Eckhardt, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Greening, Johnson, Lewis, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sanderson, Sarnow,

Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Widule, Williams and Mr. Speaker — 52.

Absent or not voting — Messrs. Blackstone, Carel, Carey, Mason, Mullowney, Raesser and Zander — 7.

Mr. Simpson moved to amend the substitute offered by Mr. Mills by striking out the word "eight" wherever it occurs in sections 1, 2 and 3, and insert in lieu thereof the word "ten."

On the adoption of the above amendment, the ayes and noes were ordered.

Mr. Spence moved a

### CALL OF THE HOUSE.

Which was ordered.

The roll was called, and the following members answered to their names:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 92.

Absent — Messrs. Fischer, Mullowney and Raesser — 3.

Absent with leave — Messrs. Blackstone, Carey and Mason — 3.

Mr. Spence moved that further proceedings under the call be suspended.

Which motion prevailed by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Cady, Carel, Carter, Clark, Condit, F. T., Condit, J. D., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 85.

Mr. Barry voted in the negative — 1.

Absent or not voting — Messrs. Blackstone, Burdge, Carey, Coe, Cox, Fischer, Hutchinson, Mason, McDill, Mullowney and Raesser — 11.



The question now being on the adoption of the amendment proposed by Mr. Simpson,

The ayes and noes were ordered and the amendment was rejected, the vote being:

Ayes — Messrs. Allen, A. C., Barter, Bentley, Bradley, Burdge, Caryl, Carter, Coe, Condit, F. T., DeGroff, Dewing, Ellinwood, Field, Gilbert, Gray, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, McRae, Quarles, Simpson, Vincent, W. J., Wall, E. C., Wall, W., Washburn and Mr. Speaker—32.

Noes — Messrs. Allan, J., Ausman, Bailey, Barry, Bottum, Brindley, Bullock, Cady, Clark, Cox, Davison, Eastman, Eckhardt, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Greening, Hemschemeyer, Johnson, La Due, Markham, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Root, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Webster, Widule, Williams, Withee and Zander — 55.

Absent or not voting — Messrs. Blackstone, Carey, Condit, J. D., Fischer, Mason, Mullowney, Pulcifer, Raesser, Ringle and Vincent, G. R. — 10.

The question recurring on the adoption of the amendment offered by Mr. Mills, in place of substitute offered by committee on Judiciary.

The ayes and noes being ordered, the amendment was adopted by the following vote:

Ayes — Messrs. Ausman, Bailey, Barry, Bottum, Bullock, Cady, Caryl, Clark, Cox, Davison, Eastman, Eckhardt, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Greening, Johnson, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Root, Sanderson, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Webster, Williams and Zander—47.

Noes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Bradley, Brindley, Burdge, Carter, Coe, Condit, F. T., DeGroff, Dewing, Ellinwood, Field, Fischer, Gardiner, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Markham, McRae, Quarles, Ringle, Sarnow, Simpson, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Withee and Mr. Speaker—42.

Absent or not voting — Messrs. Blackstone, Carey, Condit, J. D., Mason, Mullowney, Pulcifer, Raesser and Vincent, G. R.—8.

Mr. Keogh moved to strike out the enacting clause of the bill.

Upon which the ayes and noes were ordered, and the motion was lost, the vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Bradley, Brindley, Burdge, Caryl, Carter, Coe, Condit, F. T., DeGroff, Dewing, Ellinwood, Field, Fischer, Gardiner, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Markham, McRae, Pulcifer, Quarles, Sarnow, Simpson, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Withee and Mr. Speaker—43.

Noes — Messrs. Ausman, Bailey, Barry, Bottum, Bullock, Cady, Clark, Cox, Davison, Eastman, Eckhardt, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Greening, Johnson, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sanderson, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Webster, Widule, Williams and Zander—48.

Absent or not voting—Messrs. Blackstone, Carey, Condit, J. D., Mason, Mullowney and Raesser—6.

Mr. Carter offered the following amendments to the substitute:

1. Strike out the word "six" where it first occurs in section 1, and insert instead thereof the word "three."

2. Strike out the word "eight" where it occurs in the first section, and insert instead thereof the word "five."

3. Also amend section 2 by striking out the word "eight," in the second section, and insert instead the word "five."

4. Also amend section 3 by striking out the word "eight," in that section, where it occurs, and insert instead the word "five."

Mr. Mills moved the previous question.

Which was ordered, by the following vote:

Ayes — Messrs. Allen, A. C., Ausman, Bailey, Barry, Bentley, Bottum, Bullock, Burdge, Cady, Caryl, Clark, Coe, Cox, Davison, Dewing, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Greening, Johnson, Keogh, La Due, Masse, McDill, McKee, Melvin, Mills, Mitchell, Muckerheide, Murphpy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen, Thiesen, Thelen, Thomas, Vincent, G. R., Wall, E. C., Wall, W., Webster, Widule, Williams, Zander and Mr. Speaker—65.

Noes — Messrs. Allan, J., Barter, Bradley, Brindley, Carter, Condit, F. T., DeGross, Field, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Lewis, Lovejoy, Markham, Quarles, Simpson, Vincent, W. J., Washburn and Withee—25.

Absent or not voting — Messrs. Blackstone, Carey, Condit, J. D., Mason, Mullowney, Pulcifer and Raesser—7.

The question recurring on the adoption of the amendments introduced by Mr. Carter,

The ayes and noes were ordered with the following result:

Ayes — Messrs. Allen, A. C., Bentley, Bradley, Brindley, Burdge, Caryl, Carter, Coe, Condit, F. T., DeGross, Dewing, Field, Gray, Hart, Haugen, Hill, Hutchinson, Ingram, Keogh, Lovejoy, Markham, McKee, Pulcifer, Quarles, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Withee and Mr. Speaker—30.

Noes — Messrs. Ausman, Bailey, Barry, Barter, Bottum, Bullock, Cady, Clark, Cox, Davison, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Greening, Hemmi, Hemschemeyer, Johnson, La Due, Lewis, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon,

Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Webster, Widule, Williams and Zander — 61.

Absent or not voting — Messrs. Blackstone, Carey, Condit, J. D., Mason, Mullooney and Raesser — 6.

The other amendments offered by Mr. Carter were rejected.

The main question having been ordered, the bill was ordered engrossed and read a third time, by the following vote:

Ayes — Messrs. Ausman, Bailey, Barry, Brindley, Bullock, Cady, Clark, Cox, Davison, Eastman, Eckhardt, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Greening, Johnson, Masse, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Webster, Widule and Williams — 49.

Noes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Bradley, Burdge, Carel, Carter, Coe, Condit, F. T., DeGroff, Dewing, Ellinwood, Field, Gardiner, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Markham, McDill, McRae, Pulcifer, Quarles, Simpson, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Withee and Mr. Speaker — 40.

Absent or not voting — Messrs. Blackstone, Bottum, Carey, Condit, J. D., Mason, Mullooney, Raesser and Zander — 8.

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Mr. Fitzgerald moved that when the assembly adjourn, it be till 7:30 o'clock this evening.

Which motion prevailed.

On motion of Mr. Carter,  
The assembly adjourned.

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7:30 O'CLOCK, P. M.

The speaker called the assembly to order.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty,

Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widdle, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Bottum, Fleming, Hutchinson, Melvin, Mills, Mullowney and Webster.

Absent with leave — Messrs. Blackstone, Carey and Mason.

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### LEAVES OF ABSENCE

Were granted

To Messrs. Bottum, Fleming and Webster till to-morrow morning.

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### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. DeGroff:

Mem. No. 166, A.,

Petition of Rev. B. Stroehle and forty other citizens of Fountain City, Buffalo county, in reference to House of the Good Shepherd at Milwaukee.

To committee on Charitable and Penal Institutions.

By Mr. McDill:

Mem. 167, A.,

Remonstrance of A. E. Bosworth and 51 others, against passage of bill No. 169, A.

To committee on Judiciary.

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### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 140, S.,

A bill authorizing the village of De Pere to issue bonds for the purpose of aiding in the building of a draw and main bridge across the canal and Fox river.

Jt. Res. No. 13, A.,

Amending the constitution of this state.

No. 40, A.,

A bill limiting the rights of minors to redeem real estate for taxes.

No. 308, A.,

A bill to re-enact chapter 151 of the general laws of 1867, and chapter 123 of the general laws of 1873.

No. 344, A.,

A bill to repeal chapter 341 of the private and local laws of 1867, and the acts amendatory thereof.

And report the same back and recommend that they each be indefinitely postponed.

No. 65, S.,

A bill in relation to public notices.

No. 357, A.,

A bill to create a commission to compile and prepare a general and uniform law for the incorporation of cities in the state of Wisconsin.

Report the same back by substitute, with the recommendation that the substitutes severally pass.

No. 127, A.,

A bill relating to attachments, chattel mortgages, bills of sale and assignments.

Report back the same with amendments and without recommendation.

No. 41, A.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies.

Report the same back with amendments, and recommend its passage when so amended.

Mr. Spence dissenting.

No. 86, S.,

A bill relating to the Mutual Hail Insurance Company of Wisconsin, and amendatory of chapter 122 of private and local laws of 1870, and acts amendatory thereof.

Report the same back, and recommend that it be concurred in.

No. 220, A.,

A bill to amend section 4049 of chapter 175, revised statutes, relating to appeals and miscellaneous provisions.

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

Report the same back with the recommendation that they do pass.

No. 41, S.,

A bill to establish a municipal court in the city of Wausau and county of Marathon, and to repeal chapter 146, general laws of 1876.

Report the same back with amendments, and concurrence recommended when so amended.

W. E. CARTER,  
*Chairman.*

The committee on Engrossed Bills, to whom was referred the following bills, memorials and joint resolutions have had them under consideration, and respectfully report them correctly engrossed:

No. 282, A.,

A bill to provide for the reassessment of benefits in the construction of drains, where the original assessment is declared void.

No. 309, A.,

A bill in relation to lost commissions of officers in the military service.

No. 387, A.,

A bill to amend chapter 148, laws of 1873, entitled an act to incorporate the city of Boscobel.

Jt. Res. No. 6, A.,

Amending the constitution, and providing for biennial sessions of the legislature.

M. C. No. 5, A.,

Memorial to congress for an appropriation to complete the breakwater and the entrance to the Harbor of Refuge in Sturgeon Bay, Wisconsin.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Enrolled Bills report the following bills and memorial to congress correctly enrolled :

No. 3, A.,

A bill to provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the disbursement of the free high school fund of 1878.

No. 15, A.,

A bill to prohibit the killing of deer in Door county for shipment outside of Door county.

No. 47, A.,

A bill to amend section 1 of chapter 318 of the laws of 1878, entitled an act to authorize Frederick G. Stanley and others to build and maintain a dam or dams across Court Oreille river, in the county of Chippewa, state of Wisconsin.

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

No. 108, A.,

A bill to amend an act to revise and amend an act, entitled an act in relation to public schools in the city of Watertown, approved March 15, 1856, and the several acts amendatory thereof; and to repeal chapter 140 of the laws of 1856, and all acts amendatory thereof, relating to the public schools of Watertown, approved March 15, 1856.

No. 155, A.,

A bill relating to the preservation of trout in the waters of St. Croix, Pepin and Pierce counties, and amendatory of section 1, chapter 126 of the laws of 1878.

No. 181, A.,

A bill to authorize K. O. Shullswick to build a pier extending into the waters of Lake Michigan.

No. 212, A.,

A bill to amend chapter 182 of the general laws of 1875, entitled an act to amend chapter 550 of private and local laws of 1867, entitled an act to amend chapter 233 of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison.

No. 213, A.,

A bill to authorize Wm. T. Price, his associates and assigns, to erect and maintain a dam or dams across, and make other improvements in O'Neil creek, in Clark county.

No. 256, A.,

A bill to abolish the civil and criminal jurisdiction of the Brown county court, and to amend certain sections of the revised statutes.

M. C. No. 1, A.,

For the resurvey of the proposed harbor at Kewaunee, Wisconsin.

A. P. ELLINWOOD,  
*Acting Chairman.*

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The committee on Town and County Organization, to whom was referred

No. 218, A.,

A bill to detach certain territory from the county of Marathon and attach the same to the county of Clark.

Have had the same under consideration, and report the same back with the recommendation that it be indefinitely postponed.

No. 119, S.,

A bill to change the time of holding annual meeting of the county board of St. Croix county, and to repeal chapter 238 of the general laws of Wisconsin for the year 1875.

Have had the same under consideration, and recommend concurrence in the same.

J. D. BULLOCK,  
*Chairman.*

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The committee on Incorporations, to whom was referred

No. 162, S.,

A bill to amend section 1 of chapter 154, laws of Wisconsin of 1878, entitled an act to amend the charter of the city of Neenah.

Have had the same under consideration, and have instructed me to report it back with the recommendation that it be concurred in.

A. E. GILBERT,  
*Chairman.*

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The committee on Enrolled Bills have compared

No. 17, A.,

A bill to legalize the acts of Thomas Blinkiron, of La Fayette county, Wis., a justice of the peace.

No. 22, A.,

A bill to repeal sections 14 to 23, inclusive, of chapter 160 of the laws of 1877, entitled an act to amend the city charter of the city of Fond du Lac, and to repeal sections 12 to 15 of chapter 5 of chapter 59 of the private and local laws of 1868, chapter 474 of the private and local laws for the year 1871, and acts amendatory thereof.

No. 5, A.,

A bill relating to the operations of the United States coast survey.

No. 73, A.,

A bill regulating the use and improvement of stock.

No. 84, A.,

A bill to provide for the payment of a sum of money to James Edwards.

No. 76, A.,

A bill to amend section 2424 of the revised statutes, and to provide for the terms of the circuit court in the first judicial circuit, and to provide for special terms therein.

No. 196, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Little Wolf, in Waupaca county, in this state.

And report them back correctly enrolled.

J. W. MURPHY,  
*Acting Chairman.*

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The joint committee on Claims, to whom was referred

No. 304, A.,

A bill to appropriate to John P. Simeon, Stephen Simeon and Anton Blomin, a sum of money therein named.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

J. T. MILLS, *Chairman.*

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The committee on State Affairs, to whom was referred

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

No. 135, A.,

A bill requiring town, village, city and county clerks to keep cancellation books.

Have had the same under consideration, and respectfully report the same back to the house with amendments, and recommend their passage when so amended.

E. D. COE,  
*Chairman.*

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The joint committee on Claims, to whom was referred

No. 335, A.,

A bill to pay John Thiel a sum of money therein named.



Have had the same under consideration, and report it back with the recommendation that it do pass.

No. 292, A.,

A bill to appropriate to Jerome W. Barnum and James K. Van Doran a sum of money therein named.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

J. T. MILLS, *Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 268, A.,

A bill to authorize certain towns in this state to accept bonds of indemnity in certain cases.

Have had the same under consideration, and report the same back with the recommendation that it be indefinitely postponed.

J. W. DEGROFF,

GEO. H. MARKHAM.

JAMES BARRY,

*Committee.*

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The Select Committee consisting of Messrs. Bailey, Ingram and E. C. Wall of the assembly, to whom was referred

Jt. Res. No. 14, A.,

To amend art. 4 of the constitution of Wisconsin.

Have had the same under consideration, and report it back to the assembly with a substitute, and recommend the printing and passage of the substitute.

Mr. E. C. Wall dissents from the recommendation of the committee.

ELIHU BAILEY,

*Chairman.*

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The Select Committee, to whom was referred

No. 376, A.,

A bill to amend chapter 195 of the laws of 1878, entitled an act to incorporate the city of Waupun.

Report the same back by substitute and recommend the passage of the substitute.

J. DAVISON,

*Committee.*

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No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans' Home.

Which was recalled from the senate this morning.

Was taken up, and the ayes and noes being ordered, the bill was passed by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Cordit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Flinn, Ford, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mitchell, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Williams, Withee, Zander and Mr. Speaker—84.

Noes — None.

Absent or not voting — Messrs. Blackstone, Bottum, Carey, Fleming, Frank, Mason, Mason, Mills, Muckerheide, Mullooney, Murphy, Pulcifer, Reynolds and Webster—13.

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#### ASSEMBLY BILLS REPORTED BY A COMMITTEE OF THE WHOLE, LYING OVER, CONSIDERED.

No. 28, A.,

A bill to amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

Was amended by the adoption of a substitute, which was also amended as follows:

Amend by striking out in the eighth line of section 1, the words "east half of," and the words "the whole of," and the word "the" in the end of the seventh line of the printed bill.

On motion of Mr. Ringle,

The rules were suspended, and the bill was passed.

No. 371, A.,

A bill to authorize the superintendent of public property to furnish postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

Was ordered engrossed and read a third time.

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

Was amended by the adoption of a substitute.

Which was ordered engrossed and read a third time.

No. 76, S.,

A bill to provide compensation for completing the transcribing of the journals of the senate and assembly.

Was ordered to a third reading.

No. 75, S.,

A bill to amend section 378, chapter 25, of the revised statutes, entitled of the university.

Mr. Carter moved to indefinitely postpone,

Which did not prevail.

Mr. Carter then offered the following amendments,

Which the house refused to adopt:

Amend by inserting after the word "Wasbburn," in the fifth line of the printed bill, the words "& J. A. Johnson and James T. Lewis, donors to the University." Also strike out the word "his" in the same line, and insert instead the word "theirs."

Also amend by making the word "member," in the sixth line, read "members" in both cases where it occurs in the sixth line of printed bill.

Mr. Carter then moved to amend the bill as follows:

Strike out all after the word "office" in the 5th line of the printed bill, down to and including the word "member" where it last occurs in the 6th line.

The ayes and noes being ordered, the amendment was rejected, by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Bullock, Carter, Clark, Condit, J. D., Davison, Eckhardt, Field, Fischer, Frank, Gardiner, Gray, Keogh, McRae, Muckerheide, Murphy, Quarles, Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Thomas, Vincent, G. R., Vincent, W. J., and Zander — 30.

Noes — Messrs. Ausman, Bailey, Barry, Bradley, Brindley, Burdge, Cady, Carel, Coe, Condit, F. T., Cox, DeGross, Dewing, Eastman, Ellinwood, Fitzgerald, Flinn, Ford, Gallett, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Masse, McDill, Mitchell, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A. Post, Pulcifer, Sanderson, Simpson, Spence, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., Washburn, Widule, Williams, Withee and Mr. Speaker — 56.

Absent or not voting — Messrs. Blackstone, Bottum, Carey, Fleming, Geise, Mason, Melvin, Melvin, Mills, Mullowney, Spiering and Webster — 11.

The bill was then ordered engrossed and read a third time.

The hour of 8:30 having arrived,

Mr. Carter moved the consideration of resolutions to the memory of Hon. Geo. L. Frost, late a representative in this house from the county of Iowa.

The speaker invited Mr. Carter to the chair.

Mr. Hutchinson then offered the following:

Res. No. 39, A.,

WHEREAS, This assembly heard with deep regret the announcement of the death of our late associate Hon. George L. Frost, representative from the county of Iowa; therefore

*Resolved*, That in his death the legislature has lost a devoted and useful member, the state a faithful servant, the common kind-hearted, sympathetic friend; his family an affectionate husband and father.

*Resolved*, That as a token of our sympathy, the chief clerk of the assembly be directed to prepare a copy of these resolutions, to be signed by the speaker and forwarded to the widow of the deceased.

After appropriate remarks having been made by Mr. Hutchinson, Mr. Speaker Kelly, Mr. Quarles, Mr. F. T. Condit and Mr. Speuce. The resolutions were unanimously adopted by a rising vote.

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On motion of Mr. Mitchell,  
The assembly adjourned.

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WEDNESDAY, FEBRUARY 19, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Wright.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRea, Melvin, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Allen, A. C., Carey, Mason, Mills, Mullowney and Reynolds.

Absent with leave — Mr. Blackstone.

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LEAVES OF ABSENCE

Were granted to Mr. Carey till Monday evening; to Mr. Reynolds for this morning's session, and to Mr. Mullowney indefinitely.

## LETTERS, PETITIONS, MEMORIALS, ETC.

Presented and referred.

By Mr. Gallett:

Mem. No. 168, A.,

Petition of John Arthur, R. B. Wentworth and other citizens of Portage, asking for an amendment to the charter in relation to boundaries of wards.

To Columbia County Delegation.

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## RESOLUTIONS INTRODUCED.

By Mr. Spence:

Res. No. 40, A.,

*Resolved*, That on and after Friday, February 21, all bills received from the senate be referred to the general file, and that on or before the evening of said day all bills in the hands of committees shall be reported to the assembly.

Which was adopted.

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## REPORTS OF STANDING COMMITTEES.

The committee on Lumber and Manufactures, to whom was referred

No. 26, S.,

A bill to authorize Carl B. Long and Alfred E. Long to erect and maintain a dam in and across the Yellow River, in Wood county.

Have had the same under consideration, and respectfully report the same back with amendment, recommending its passage when so amended.

No. 302, A.,

A bill to provide for the improvement of Mondeau creek for log-driving purposes.

Have had the same under consideration, and have instructed me to report the same back with amendments, and to recommend its passage when so amended.

No. 77, S.,

A bill to authorize Knapp, Stout & Co. company to erect and maintain a dam across Red Cedar river in Burnett county.

Have had the same under consideration, and respectfully report the same back with amendments, and recommend its passage when so amended.

No. 78, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across the Yellow river in Barron county.

Have had the same under consideration, and have instructed me

to report the same back with amendments, and to recommend its passage when so amended.

S. R. CLARK,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bill, have had the same under consideration, and respectfully report the same correctly engrossed.

No. 330, A.,

A bill to amend sections 1130 and 1131, chapter 49, and section 1170 of chapter 50 of the revised statutes of 1878.

GEO. H. MARKHAM,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

#### MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 87, A.,

A bill relating to the circuit court of Winnebago county.

No. 233, A.,

A bill to amend chapter 313 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of Racine, approved August 8, 1848, and the several acts amendatory thereto, approved March 11, 1876, and the several acts amendatory thereto.

No. 246, A.,

A bill to amend an act entitled an act to revise, consolidate and amend an act entitled an act to incorporate the city of Waupaca, approved March 5, 1875, approved March 10, 1876.

No. 272, A.,

A bill relating to and amendatory of chapter 16 of the private and local laws of the year 1872, entitled an act to incorporate the city of Eau Claire.

And has amended, and concurred with the assembly as amended,

No. 171, A.,

A bill to authorize William Wilson and Andrew Tainter, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to construct and maintain a dam across Bear Creek, on land owned by the Knapp, Stout & Co. Company.

No. 247, A.,

A bill to authorize the city of Milwaukee to purchase and use certain machinery.

## SENATE MESSAGES CONSIDERED.

Read first and second times and referred.

No. 51, S.,

To select committee of one, Mr. Carel.

No. 4, S.,

To committee on Town and County Organization.

Nos. 37, 64, 104 and 177, S.,

To General File.

Nos. 48 and 183, S.,

To committee on State Affairs.

No. 67, S.,

To committee on Roads and Bridges.

Nos. 108 and 184, S.,

To committee on Education.

No. 116, S.,

To committee on Lumber and Manufactures.

No. 131, S.,

To Milwaukee Delegation.

Nos. 135, 137, 142, 149, 150 and 181, S.,

To committee on Judiciary.

Nos. 138 and 143, S.,

To committee on Incorporations.

No. 163, S.,

To joint committee on Printing.

No. 168, S.,

To select committee of one, Mr. Pulcifer.

No. 70, S.,

Mr. Post moved to suspend the rules and put the bill on its passage.

Which motion prevailed.

And the bill was read a third time and passed.

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SENATE BILLS ON THEIR THIRD READING.

No. 76, S.,

A bill to provide compensation for compiling and transcribing of the journals of the senate and assembly.

Was read a third time and passed, the vote being:

Ayes — Messrs. Allan, J., Barry, Barter, Bentley, Bottum, Bradley, Bullock, Burdge, Cady, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Davison, DeGross, Dewing, Eckhardt, Ellinwood, Field, Fischer, Fleming, Gallett, Geise, Gilbert, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Masse, McDill, McRae, Melvin, Milla, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Steffen, Thelen, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams and Mr. Speaker—61.

Noes — Messrs. Ausman, Bailey, Brindley, Carter, Cox, Eastman, Fitzgerald, Flinn, Ford, Frank, Gardiner, Gray, Greening, Haugen, La Due, Markham, Murphy, Peterson, A. Post, Sarnow, Scanlon, Spiering, Theisen, Thomas, Vincent, G. R., Withee and Zander — 27.

Absent or not voting — Messrs. Allen, A. C., Blackstone, Carey, Hart, Mason, Mallowney, Reynolds, Simpson and Spence — 9.

No. 75, S.,

A bill to amend section 378, chapter 25, of the revised statutes, entitled of the university.

Was read a third time and concurred in.

Mr. Widule moved that the vote by which

No. 18, S.,

A bill to regulate the practice of dentistry in the state of Wisconsin,

Was indefinitely postponed, be reconsidered.

Mr. Keogh moved to lay the motion to reconsider on the table.

Which motion prevailed.

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#### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 13, A.,

A bill to suppress vagabondage,

Was read a third time, and the ayes and noes being ordered, the bill was passed by the following vote:

Ayes — Messrs. Ausman, Bailey, Barry, Barter, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Clark, Coe, Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fleming, Flinn, Ford, Frank, Gallett, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Masse, McDill, Melvin, Mills, Mitchell, Murphy, Nichols, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Raesser, Root, Sanderson, Simpson, Spence, Spiering, Steffen, Thelen, Thomas, Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 67.

Noes — Messrs. Allan, J., Bentley, Caryl, Carter, Condit, F. T., Condit, J. D., Fitzgerald, Gardiner, Geise, Gray, Greening, Keogh, McRae, Muckerheide, O'Flaherty, Quarles, Ringle, Sarnow, Scanlon, Vincent, G. R., and Withee — 21.

Absent or not voting — Messrs. Allen, A. C., Blackstone, Carey, Markham, Mason, Mallowney, Reynolds, Theisen, Vincent, W. J., and Wall, E. C. — 10.

No. 187, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Ten Mile creek, in Chippewa county.

Mr. McRae moved to amend by striking out the word "said" in the 6th line of the written bill.

Which motion prevailed,

And the bill was read a third time passed, and the title was amended to read as follows:



No. 187, A.,

A bill to authorize William Wilson, Andrew Taniter, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to erect and maintain a dam across Ten Mile Creek, in Chippewa county.

No. 185, A.,

A bill to amend section 1319 of the revised statutes, relating to erecting and repairing bridges.

No. 186, A.,

A bill to repeal sections 1, 2 and 3 of chapter 168 of the private and local laws of 1854, relating to the construction and maintaining of a flume in the second ward of the city of Milwaukee.

No. 133, A.,

A bill relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 123, A.,

A bill to change the name of the military organization of the state of Wisconsin, and to amend chapter 37, revised statutes of 1878.

No. 24, A.,

A bill relating to charitable, benevolent and fraternal societies and associations.

No. 245, A.,

A bill to amend section 450 of the revised statutes, relating to certificates and examinations of teachers.

No. 249, A.,

A bill relating to the boundary of the city of Prairie du Chien.

No. 265, A.,

A bill to further protect life and limb.

No. 282, A.,

A bill to provide for the reassessment of benefits in the construction of drains, where the original assessment is declared void.

No. 309, A.,

A bill in relation to lost commissions of officers in the military service.

No. 387, A.,

A bill to amend chapter 148, laws of 1873, entitled an act to incorporate the city of Boscobel.

Were severally read a third time and passed.

No. 198, A.,

A bill to regulate the size of the mesh of the nets used in the waters of Lake Michigan, Green Bay and Lake Superior, and to repeal section 563 of the revised statutes.

Mr. Bentley moved to amend the substitute by striking out the words "of Lake Superior," where they occur in the second section.

Carried.

Mr. Haugen moved to strike out section 2 of the substitute, Which motion was lost.

Mr. Ringle moved to amend the second section of the substitute by striking out "1880," and inserting "1879."

Which amendment was adopted.

The bill as amended was then read a third time and passed.

Jt. Res. No. 6, A.,

Amending the constitution, and providing for biennial sessions of the legislature.

The ayes and noes being ordered, the joint resolution was passed by the following vote:

Ayes — Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Burdge, Cady, Carel, Carter, Clark, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Johnson, Keogh, La Due, Lovejoy, Markham, McDill, McRae, Melvin, Mills, Mitchell, Murphy, Nichols, O'Flaherty, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Thelen, Thomas, Vincent, G. R., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker — 76.

Noes — Messrs. Hutchinson and Lewis — 2.

Absent or not voting — Messrs. Allen, A. C., Blackstone, Bullock, Carey, Coe, Geise, Gray, Mason, Masse, Muckerheide, Mullowney, Ostrander, Peterson, A., Reynolds, Steffen, Theisen, Vincent, W. J., Wall, E. C., and Mr. Zander — 19.

M. C. No. 5, A.,

Memorial to congress for an appropriation to complete the breakwater and the entrance to the Harbor of Refuge in Sturgeon Bay, Wisconsin.

Was read a third time and passed.

No. 266, A.,

A bill in relation to religious exercises in public schools.

Was read a third time, and the ayes and noes being ordered, the bill was passed by the following vote:

Ayes — Messrs. Allan, J., Ausman, Bentley, Burdge, Cady, Carel, Carter, Condit, F. T., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Ford, Frank, Gallett, Greening, Hart, Hemschemeyer, Keogh, Lovejoy, Markham, Masse, Muckerheide, Murphy, O'Flaherty, Petersen, J. C., Quarles, Raesser, Ringle, Root, Sarnow, Scanlon, Simpson, Spence, Spiering, Theisen, Thelen, Thomas, Wall, W., Washburn, Widule, Williams, Zander and Mr. Speaker — 51.

Noes — Messrs. Bailey, Barry, Barter, Bottum, Brindley, Clark, Coe, Flinn, Gardiner, Gilbert, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, La Due, Lovejoy, McDill, McRae, Melvin, Mills, Mitchell, Nichols, Peterson, A., Post, Sanderson, Vincent, G. R., Webster and Withee — 30.

Absent or not voting — Messrs. Allen, A. C., Blackstone, Bradley, Bullock, Carey, Condit, J. D., Geise, Gray, Mason, Mullowney, Ostrander, Pulcifer, Reynolds, Steffen, Vincent, W. J., and Wall, E. C. — 16.

**REPORT OF THE COMMITTEE OF THE WHOLE LYING  
OVER CONSIDERED.**

No. 41, A.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies.

Mr. Spence moved to indefinitely postpone.

The ayes and noes being ordered,

The motion prevailed by the following vote:

Ayes — Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bot-tum, Bullock, Burdge, Condit, F. T., Condit, J. D., Cox, Davi-son, DeGroff, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gardiner, Geise, Gilbert, Greening, Hart, Haugen, Hemmi, Johnson, La Due, Markham, Masse, MoRae, Melvin, Mitchell, Muckerheide, Murphy, O'Flaherty, Petersen, J. C., Post, Raesser, Ringle, Root, Sanderson, Sarnow, Spence, Spier-ing, Steffen, Thelen, Thomas, Wall, W., Webster, Widule, Will-iams, Withee and Zander—57.

Noes — Messrs. Bentley, Brindley, Cady, Carter, Clark, Coe, Dewing, Gallett, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, McDill, Mills, Nichols, Ostrander, Peterson, A., Quarles, Simpson, Theisen, Washburn and Mr. Speaker — 25.

Absent or not voting — Messrs. Allen, A. C., Blackstone, Brad-ley, Carel, Carey, Field, Gray, Mason, Mullooney, Pulcifer, Rey-nolds, Scanlon, Vincent, G. R., Vincent, W. J., and Wall, E. C — 15.

On motion of Mr. Davison,

The rules were suspended, and

No. 376, A.,

A bill to amend chapter 195 of the laws of 1878, entitled an act to incorporate the city of Waupun,

Was read a third time and passed.

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

Was amended and ordered engrossed and read a third time.

No. 357, A.,

A bill to create a commission to compile and prepare a general and uniform law for the incorporation of cities in the state of Wis-consin.

Mr. Flinn moved to lay the substitute on the table.

Which motion was lost.

Substitute adopted, ordered engrossed and read a third time.

No. 55, S.,

A bill to amend section 1527, chapter 63, of the revised statutes of 1878, entitled of the relief and support of the poor.

Was referred to Select Committee of one, Mr. Gardiner.

No. 86, S.,

A bill relating to the Mutual Aid Society of Wisconsin, and amendatory of chapter 122 of the private and local laws of 1870 and acts amendatory thereof.

Was ordered to a third reading.

Mr. Brindley moved to postpone

Nos. 72, 151, 21, 36, S.,

Till evening.

Carried.

Mr. Flinn moved that when the house adjourn it be till 8 o'clock this evening.

Which motion prevailed.

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### RECOMMITMENTS.

No. 211, A.,

Was referred to Select committee, Mr. Steffen chairman.

No. 292, A.,

Was taken from the general file and referred to committee on Lumber and Manufactures.

No. 106, S.,

Was taken from the general file and referred to committee on Judiciary.

No. 232, A.,

Was taken from the general file and referred to committee on State Affairs.

No. 405, A.,

On motion of Mr. Spence,

Was laid over till evening.

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On motion of Mr. Flinn,

The assembly adjourned.

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8 o'clock, P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carter, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen,

Thelen, Thomas, Vincent. G. R., Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Clark, Johnson, Mason, Melvin and E. C. Wall.

Absent with leave — Messrs. Blackstone, Carey and Mullooney.

Leaves of absence were granted to Messrs. Melvin, Johnson, Osterlander, Markham and Clark till to-morrow morning.

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### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 100, A.,

A bill to amend the evils consequent upon the destruction of public records of Dodge county by fire.

No. 290, A.,

A bill to legalize the action of school district No. 2, in the town of Little Wolf, in Waupaca county.

No. 135, S.,

A bill to define and limit the liabilities of counties in certain cases.

No. 137, S.,

A bill to provide for the removal of county treasurers in certain cases.

No. 169, A.,

A bill to amend section 1777, revised statutes of 1878.

No. 243, A.,

A bill to provide the manner of procuring abstracts of title to real estate in certain cases.

No. 279, A.,

A bill to restrain the jurisdiction of circuit courts.

Report the same back, with recommendation that their consideration be severally indefinitely postponed.

No. 142, S.,

A bill to amend section 2001 of chapter 91 of the revised statutes of 1878, entitled of religious societies.

No. 46, S.,

A bill to amend sections 3329 and 3330 of chapter 143 of the revised statutes of 1878, entitled of liens.

No. 109, S.,

A bill in relation to the rights of the descendants of the Chippewas, of Lake Superior, becoming legal voters, and entitled to vote in all state elections.

No. 149, S.,

A bill to legalize the official acts of Thompson Phillips, a justice of the peace in Jackson county.

No. 150, S.,

A bill to authorize corporations formed for the improvement of a stream, and to drive logs or to maintain booms or dams therein, to hold stock in any other corporation formed for the improvement of or driving or booming logs in the same stream, or in any of its trib-

utaries, to consolidate with or otherwise unite with any such corporation.

Report the same back, with the recommendation that they be concurred in.

No. 106, S.,

A bill to legalize the official acts of David Buglass, a justice of the peace in and for Juneau county.

Report the same back by substitute, and recommend that the substitute pass.

No. 139, A.,

A bill to extend the jurisdiction of the Yellow River Improvement Company.

Report the same back by substitute, with request that the substitute be printed, and bill and substitute re-referred to this committee.

W. E. CARTER,  
*Chairman.*

So ordered.

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The committee on Incorporations, to whom was referred

No. 143, S.,

A bill to amend chapter 215 of the private and local laws of 1874, entitled an act to incorporate the city of Oconto.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

No. 138, S.,

A bill to amend chapter 47 of the general laws of 1876, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton, and the several acts amendatory thereof.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

A. E. GILBERT,  
*Chairman.*

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The committee on Enrolled Bills report the following bills correctly enrolled:

No. 4, A.,

A bill to authorize the county of Barron to borrow money.

No. 8, A.,

A bill to regulate the time for holding the general and special terms of the circuit court in the 8th judicial circuit.

No. 44, A.,

A bill to legalize the action of the county board of supervisors of Waushara county, in vacating a certain piece of road at their annual session, in the year 1877.

No. 86, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

No. 96, A.,

A bill to legalize the action therein named of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts.

No. 110, A.,

A bill to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of the city officers of the city of Watertown.

No. 116, A.,

A bill to improve the Soft Maple Creek, in the county of Chippewa, Wisconsin, and to grant to Mark Douglas, his associates or assigns, certain powers and privileges therein named.

No. 120, A.,

A bill to legalize the organization of Mount Hope Cemetery association of Brooklyn, Green county, and the acts of the trustees thereof.

No. 131, A.,

A bill relating to and amendatory of section 10 of chapter 10 of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 148, A.,

A bill authorizing Daniel Shaw and Elias Moses, and their assigns, to maintain dams on the Deer Tail River, a tributary of the Chippewa river, and to build and maintain dams on said Deer Tail river, and to collect tolls on logs put in said river,

No. 168, A.,

A bill to legalize the actions of school district No. 4, in the town of Clear Lake, in Polk county.

No. 174, A.,

A bill to authorize John Furlong to build and maintain a pier extending into the waters of Lake Michigan.

No. 182, A.,

A bill to amend section 356 of chapter 22 of the revised statutes, relating to the distribution of public documents.

No. 188, A.,

A bill to authorize Wm. Le Roy to build and maintain a pier extending into the waters of Sturgeon Bay.

No. 201, A.,

A bill to amend section 1 of chapter 327 of the laws of Wisconsin of 1874, and section 1 of chapter 262 of the laws of Wisconsin of 1878, entitled an act relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

No. 285, A.,

A bill to enable Douglas county to compromise the litigation concerning its outstanding bonds, and to use a portion of the same to accomplish the purpose for which they were issued.

No. 311, A.,

A bill altering the time of holding the September term of the Grant county court.

A. P. ELLINWOOD,  
*Acting Chairman.*

The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed:

No. 50, A.,

A bill to authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin.

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Railroads, to whom was referred

No. 125, A.,

A bill for the repeal of all laws authorizing counties to aid in the construction of railroads.

Report it back with the recommendation that it do pass.

No. 52, S.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Beloit Railroad Company, approved March 29, 1855, as amended by chapter 364 of the private and local laws of 1864, and again amended by chapter 294 of private and local laws of 1870.

Report it back with the recommendation that it be concurred in.

D. H. PULCIFIER,  
*Chairman.*

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The committee on Roads and Bridges, to whom was referred

No. 80, A.,

A bill to authorize G. E. More and E. G. More to build and maintain a dam across Little Wolf river, in Waupaca county, Wisconsin.

Have had the same under consideration, and report it back with substitute, and recommend that the substitute be adopted.

No. 67, S.,

A bill to provide for laying out, establishing and building a state road from the city of Grand Rapids, in the county of Wood, to the city of Stevens Point, in the county of Portage.

And report it back with amendments, and recommend that it pass when so amended.

J. M. THOMAS,  
*Chairman.*

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The committee on Town and County Organization to whom was referred

No. 4, S.,

A bill for the division of the counties of Chippewa and Lincoln, and the erection of the county of Flambeau,

Have had the same under consideration, and report the same back and recommend concurrence in the same.

J. D. BULLOCK,  
*Chairman.*



The joint committee on Claims, to whom was referred  
No. 381, A.,

A bill to authorize the payment of a sum of money to the person therein named, in part payment for making two volumes in manuscripts of the reports on claims of the two houses under a joint resolution.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

J. T. MILLS,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred  
No. 352, A.,

A bill relating to the charter of the city of Portage.

Have had the same under consideration, and report it back with an amendment and recommend its passage when so amended.

C. R. GALLETT,  
JOHN SANDERSON,  
*Committee.*

The Select Committee, to whom was referred  
No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

Have had the same under consideration, and report the same back with an amendment, and recommend that it do pass, when so amended.

FRANCIS STEFFEN,  
*Chairman.*

Messrs. Davison and Greening dissenting.

No. 139, A.,

A bill to extend the jurisdiction of the Yellow River Improvement Company,

Was re-referred to committee on Judiciary.

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#### SENATE MESSAGE CONSIDERED.

No. 171, A.,

A bill to authorize William Wilson and Andrew Tainter, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to construct and maintain a dam across Bear Creek, on land owned by the Knapp, Stout & Co. Company.

The senate amendment to which was:

"Amend section 1 by adding thereto the following words, viz.:

"The aforesaid persons, their successors and assigns, shall build

suitable slides in said dam for running logs, timber and lumber over the same, and shall keep the same in repair, and shall put through said dam all logs, timber and lumber belonging to any and all other parties free of expense and charge."

Was concurred in.

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#### SENATE BILLS ON THEIR THIRD READING.

No. 86, S.,

A bill relating to the Mutual Aid Society of Wisconsin, and amendatory of chapter 122, private and local laws of 1870, and acts amendatory thereof.

Was read a third time and passed.

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#### RECOMMITMENTS.

No. 254, A.,

Was, on motion of Mr. Mills, taken from the general file and referred to joint committee on Claims.

On motion of Mr. Ringle,

No. 100, A.,

Was taken from the general file and referred to Dodge County Delegation.

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No. 330, A.,

A bill to amend sections 1130, 1131 and 1170 of the revised statutes, relative to printing in certain counties.

Was read a third time and passed, and the title amended to read as follows:

No. 330, A.,

A bill to amend sections 1130, 1131 and 1170 of the revised statutes, relative to printing in certain counties, relating to printing in certain cases.

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE LYING OVER CONSIDERED.

Jt. Res. No. 14, A.,

Was indefinitely postponed.

No. 405, A.,

A bill relating to the revised statutes, and amending the same.

Was amended, and ordered engrossed and read a third time.

No. 21, S.,

A bill to appropriate the sum of two thousand dollars to the Wisconsin State Agricultural Society.

Mr. Fischer moved to indefinitely postpone.

The ayes and noes being ordered, the motion did not prevail.

The vote was:

Ayes — Messrs. Brindley, Carter, Fischer, Frank, Haugen, Raeser, Root, Sarnow, Simpson and Spence—10.

Noes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Burdge, Cady, Carel, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Gallett, Gardiner, Geise, Gilbert, Gray, Hart, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Reynolds, Ringle, Sanderson, Scanlon, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, W., Washburn, Webster, Widule, Williams, Witlee and Mr. Speaker—74.

Absent or not voting — Messrs. Blackstone, Bullock, Carey, Clark, Greening, Johnson, Mason, Melvin, Mallowney, Ostrander, Vincent, W. J., Wall, E. C., and Zander — 13.

And the bill was ordered to a third reading.

No. 36, S.,

A bill to appropriate the sum of one thousand dollars to the Northern Wisconsin Agricultural and Mechanical Association.

No. 72, S.,

A bill to appropriate the sum of two hundred dollars to the Columbus Union Fair Agricultural Society and the Lodi Union Agricultural Society.

Were ordered to a third reading.

No. 151, S.,

A bill to provide stationery to the appointees of the senate and assembly.

Was, on motion of Mr. Ingram, indefinitely postponed.

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On motion of Mr. Mitchell,  
The assembly adjourned.

THURSDAY, FEBRUARY 20, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Wright.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent with leave — Messrs. Carey and Mullooney.

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#### LEAVES OF ABSENCE

Leave of absence was granted to Mr. Dewing, after this morning's session, till to-morrow evening.

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Mr. Mitchell moved that when the assembly adjourn, it be to 7 o'clock this evening.

Which motion prevailed.

## REPORTS OF STANDING COMMITTEES.

The committee on Lumber and Manufactures, to whom was referred

No. 80, S.,

A bill to authorize A. J. Haywood and W. E. McCord to build a dam across and otherwise improve Little Chief river, in Chippewa county, Wisconsin, for log-driving purposes,

Have had the same under consideration, and report the same back with an amendment, and recommend concurrence when so amended.

No. 116, S.,

A bill to authorize Wm. McKeath to improve Pine creek in Chippewa county for log-driving purposes.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

S. R. CLARK,  
*Chairman.*

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The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed:

No. 236, A.,

A bill to amend sections 1, 2, 3 and 4 of chapter 6 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof, in relation to the taking of property for streets and other public purposes in said city.

No. 263, A.,

A bill to provide for the registry of electors at charter elections in the city of Milwaukee.

No. 371, A.

A bill to authorize the superintendent of public property to furnish post ge stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Ways and Means, to whom was referred

No. 355, A.,

A bill to provide for levying a state tax for the year A. D. 1879.

Have had the same under consideration, and report the same back with an amendment, and recommend passage of bill when so amended.

N. J. FIELD,  
*Chairman.*

The committee on Town and County Organization, to whom was referred

No. 34, A.,

A bill to create the county of New, and provide for the organization of the same.

Have had the same under consideration, and have instructed me to report the same back without recommendation.

J. D. BULLOCK,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 51, S.,

A bill to incorporate the city of Ahnapee.

Has had the same under consideration, and report it back with an amendment, and concurrence recommended when so amended.

J. CAREL,  
*Committee.*

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The Select Committee, to whom was referred

No. 55, S.,

A bill to amend section 1527, chapter 63, of the revised statutes of 1878, entitled of the relief and support of the poor.

Respectfully report the same back to the house with amendments, and recommend concurrence when so amended.

WM. GARDINER,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has invited the members, officers and employes of the assembly to attend a sacred concert in the senate chamber at 4 o'clock this afternoon.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 158, S.,

A bill to authorize James and William Johnston to erect and

maintain a dam across the Willow river in St. Croix county, Wisconsin.

No. 134, S.,

A bill to provide for the laying out of a state road in the counties of Waupaca, Shawano and Oconto.

And has concurred with the assembly in

No. 229, A.,

A bill relating to the apportionment of state taxes, and amendatory of section 1069 of chapter 48 of the revised statutes.

No. 310, A.,

A bill amendatory of section 1629, revised statutes, relating to the poisoning of wolves and other animals.

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans' Home.

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Mr. DeGroff moved that the rules be suspended, and

No. 268, A.,

A bill to authorize certain towns in this state to accept bonds of indemnity in certain cases.

Be put upon its passage.

Which motion prevailed.

Mr. DeGroff moved that the bill be indefinitely postponed.

Carried.

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#### SENATE BILLS ON THEIR THIRD READING.

No. 21, S.,

A bill to appropriate the sum of two thousand dollars to the State Agricultural Society.

Was read a third time, and the ayes and noes being called, the bill was concurred in.

The vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bradley, Burdge, Cady, Caryl, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Gallett, Geise, Gilbert, Gray, Greening, Hart, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Reynolds, Ringle, Root, Sanderson, Scanlon, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker—76.

Noes—Messrs. Brindley, Carter, Fischer, Frank, Gardiner, Haugen, Raesser, Sarnow, Simpson, Spence, Vincent, W. J., and Zander—12.

Absent or not voting—Messrs. Bottum, Bullock, Carey, Melvin, Mills, Mallowney, Murphy, Quarles and Wall, E. C.—9.

No 72, S.,

A bill to appropriate the sum of two hundred dollars to the Columbus Union Fair Agricultural society and the Lodi Union Agricultural society.

Was read a third time, and the ayes and noes being called, the bill was concurred in.

Ayes — Messrs. Allen, A. C., Bailey, Barry, Barter, Bentley, Bottum, Brindley, Burdge, Cady, Carel, Clark, Cox, Davison, DeGroff, Eastman, Eckhardt, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Gallet, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lovejoy, Markham, Masse, McDill, Melvin, Mills, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Puloifer, Reynolds, Ringle, Sanderson, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker—69.

Noes — Messrs. Allan, J., Carter, Condit, F. T., Condit, J. D., Fischer, Haugen, McRae, Sarnow, Vincent, W. J., and Zander—10.

Absent or not voting — Messrs. Ausman, Blackstone, Bradley, Bullock, Carey, Coe, Dewing, Frank, Lewis, Muldowney, Quarles, Raesser, Root, Simpson, and Wall, E. C.—15.

No. 36, S.,

A bill to appropriate the sum of one thousand dollars to the Northern Wisconsin Agricultural and Mechanical Association.

Was read a third time,

And the ayes and noes being called, the bill was concurred in.  
The vote being:

Ayes — Allen, A. C., Bailey, Barry, Barter, Bentley, Bottum, Bradley, Burdge, Cady, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Gallett, Geise, Gilbert, Gray, Hart, Hemmi, Hemschemeyer, Hill, Ingram, Johnson, Keogh, La Due, Lewis, Markham, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Puloifer, Reynolds, Ringle, Root, Sanderson, Scanlon, Spiering, Steffen, Theisen, Thomas, Vincent, G. R., Wall, W., Washburn, Webster, Williams, Withee and Mr. Speaker — 70.

Noes — Messrs. Allan, J., Ausman, Blackstone, Brindley, Carter, Fischer, Frank, Gardiner, Greening, Haugen, Hutchinson, Lovejoy, Mason, McRea, Quarles, Raesser, Sarnow, Spence, Thelen, Vincent, W. J., and Zander — 22.

Absent or not voting — Messrs. Bullock, Carey, Muldowney, Simpson, Wall, E. C. and Widule — 6.

### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 371, A.,

A bill to authorize the superintendent of public property to fur-



nish postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

Was read a third time and passed.

The vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Clark, Coe, Davison, DeGroat, Dewing, Eastman, Eckhardt, Ellinwood, Fleming, Flinn, Ford, Gallett, Geise, Greening, Hart, Hemmi, Hemschemeyer, Hutchinson, Ingram, Johnson, Keogh, La Due, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Reynolds, Ringle, Root, Sanderson, Scanlon, Spiering, Steffen, Thelen, Thomas, Wall, E. C., Wall, W., Washburn, Williams, Withee and Mr. Speaker — 66.

Noes — Messrs. Bottum, Carter, Condit, F. T., Condit, J. D., Cox, Field, Fitzgerald, Fischer, Frank, Gardiner, Gray, Haugen, Lewis, Peterson, A., Quarles, Raesser, Sarnow, Simpson, Spence, Theisen, Vincent, G. R., Vincent, W. J., and Zander — 23.

Absent or not voting — Messrs. Blackstone, Carey, Gilbert, Hill, Lovejoy, Mullowney, Webster and Widule — 8.

No. 50, A.,

A bill to authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin.

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

Were each read a third time and passed.

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE, LYING OVER, CONSIDERED.

No. 39, A.,

A bill relating to the appointment of notaries public, and amendatory of section 173, chapter 13, of the revised statutes.

Was, on motion of Mr. Lovejoy, indefinitely postponed.

Mr. Davison moved that

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

Be postponed till Tuesday.

Which was adopted.

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On motion of Mr. Brindley,  
The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Ostrander in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

**Mr. SPEAKER:**

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration; some with and some without amendment.

No. 121, A.,

A bill to appropriate to the county of Outagamie a certain sum of money therein named.

No. 93, A.,

A bill to appropriate a sum of money therein named to the Eastern Monroe County Agricultural society.

No. 183, A.,

A bill to appropriate to David Wetherby and William James a sum of money therein named.

No. 223, A.,

A bill to appropriate to James Davison the sum of \$263.50.

No. 277, A.,

A bill to appropriate to E. P. Cowles a sum of money therein named, and to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse a sum of money therein named.

No. 278, A.,

A bill to provide for furnishing copies of the Blue Book for 1879.

No. 280, A.,

A bill to amend section 387 of the revised statutes, relating to the granting of state certificates to graduates of the state university.

No. 286, A.,

A bill to appropriate to the Adams County Agricultural Society a sum of money therein named.

No. 300, A.,

A bill to appropriate to J. P. C. Cottrill a sum of money therein named.

No. 324, A.,

A bill to compel the Milwaukee & Cedarburg Plankroad Company to file the reports required by law, and fixing a penalty for their failure to do so.

No. 327, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes of 1878.

No. 354, A.,

A bill to provide for the improvement of Red river, in Shawano county,

No. 363, A.,

A bill to appropriate a certain sum of money therein named to Messrs. Couler, Beach & Company.

No. 380, A.,

A bill to appropriate to Wm. W. Johnson a sum of money therein named.

No. 402, A.,

A bill requiring the secretary of state to cause to be issued to each school district clerk within this state a copy of the Blue Book of 1879, and making appropriation therefor.

No. 62, S.,

A bill to amend section 401, chapter 26, revised statutes, entitled of normal schools and academies.

No. 114, S.,

A bill relating to special terms of court in the third judicial circuit.

No. 141, S.,

A bill authorizing the village of West De Pere to issue bonds for the purpose of aiding in the building of a bridge across Fox river.

No. 148, S.,

A bill to provide maps of Wisconsin for public use in certain cases.

No. 33, A.,

A bill to provide for the sale of certain lands belonging to the state of Wisconsin.

No. 113, A.,

A bill to amend sections 4 and 5, chapter 203, laws of Wisconsin for 1878, entitled an act to provide for laying out, establishing and building a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

No. 326, A.,

A bill to authorize the issuing of patents to deceased persons in certain cases.

No. 385, A.,

A bill relating to the reduction of the price of swamp and overflowed lands in Burnett county.

No. 388, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

No. 408, A.,

A bill to amend section 1465 of chapter 60 of the revised statutes, relating to agricultural societies.

No. 47, S.,

A bill to authorize the payment of expenses in securing lands, to which the state is or may be entitled.

No. 40, A.,

A bill limiting the rights of minors to redeem real estate sold for taxes.

No. 127, A.,

A bill relating to attachments, chattel mortgages, bills of sale and assignments.

No. 218, A.,

A bill to detach certain territory from the county of Marathon and attach the same to the county of Clark.

No. 304, A.,

A bill to appropriate to John P. Simeon, Stephen Simeon and Anton Blomin, a sum of money therein named.

No. 220, A.,

A bill to amend section 4049 of chapter 175, revised statutes, relating to appeals and miscellaneous provisions.

No. 308, A.,

A bill to re-enact chapter 151 of the general laws of 1867, and chapter 123 of the general laws of 1873.

No. 344, A.,

A bill to repeal chapter 341 of the private and local laws of 1867, and the acts amendatory thereof.

Jt. Res. No. 13, A.,

Amending the constitution of this state.

No. 335, A.,

A bill to pay John Thiel a sum of money therein named.

No. 205, A.,

A bill dividing the counties of Clark and Marathon, erecting the county of Webster.

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

No. 41, S.,

A bill to establish a municipal court in the city of Wausau and county of Marathon, and to repeal chapter 146, general laws of 1876.

No. 65, S.,

A bill in relation to public notices.

No. 119, S.,

A bill to change the time of holding annual meeting of the county board of St. Croix county, and to repeal chapter 238 of the general laws of Wisconsin for the year 1875.

No. 140, S.,

A bill authorizing the village of De Pere to issue bonds for the purpose of aiding in the building of a draw and main bridge across the canal and Fox river.

No. 162, S.,

A bill to amend section 1 of chapter 154, laws of Wisconsin of 1878, entitled an act to amend the charter of the city of Neenah.

No. 302, A.,

A bill to provide for the improvement of Mondeau creek for log-driving purposes.

No. 26, S.,

A bill to authorize Carl B. Long and Alfred E. Long to erect and maintain a dam in and across the Yellow river, in Wood county.

No. 37, S.,

A bill to appropriate to the superintendent of public property a sum of money therein named, to purchase the necessary stationery for the use of the legislature and state officers for the ensuing year.

No. 64, S.,

A bill for the relief of Sarah Jane Tarr, and to appropriate to her a sum therein named.

No. 77, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across Red Cedar river in Burnett county.

No. 104, S.,

A bill to promote good order and repress crime.

No. 78, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across the Yellow river in Barron county.

No. 80, A.,

A bill to authorize G. E. More and E. G. More to build and maintain a dam across Little Wolf river, in Waupaca county, Wisconsin.

No. 125, A.,

A bill for the repeal of all laws authorizing counties to aid in the construction of railroads.

No. 169, A.,

A bill to amend section 1777 of the revised statutes of 1878.

No. 290, A.,

A bill to legalize the action of school district No. 2, in the town of Little Wolf, in Waupaca county.

No. 279, A.,

A bill to restrain the jurisdiction of circuit courts.

No. 381, A.,

A bill to authorize the payment of a sum of money to the person therein named, in part payment for making two volumes in manuscripts of the reports on claims of the two houses, under a joint resolution.

No. 352, A.,

A bill to repeal the charter of the city of Portage, and amendatory of section 8 of chapter 8 of section 122 of the laws of 1876.

No. 4, S.,

A bill for the division of the counties of Chippewa and Lincoln, and the erection of the county of Flambeau.

No. 67, S.,

A bill to provide for laying out, establishing and building a state road from the city of Grand Rapids, in the county of Wood, to the city of Stevens Point, in the county of Portage.

No. 106, S.,

A bill to legalize the official acts of David Buglass, a justice of the peace in and for Juneau county.

No. 109, S.,

A bill in relation to the right of the descendants of the Chippewas of Lake Superior becoming legal voters, and entitled to vote in all state elections.

No. 135, S.,

A bill to define and limit the liabilities of counties in certain cases.

No. 137, S.,

A bill to provide for the removal of county treasurers in certain cases.

No. 52, S.,

A bill to amend an act entitled an act to incorporate the Milwaukee and Beloit Railroad Company, approved March 29, 1855, as amended by chapter 364 of the private and local laws of 1864, and again amended by chapter 294 of the private and local laws of 1870.

No. 149, S.,

A bill to legalize the official acts of Thompson Phillips, a justice of the peace in Jackson county.

No. 150, S.,

A bill to authorize corporations formed for the improvement of a stream, and to drive logs or to maintain booms or dams therein, to hold stock in any other corporation formed for the improvement of or driving or booming logs in the same stream, or in any of its tributaries, to consolidate with or otherwise unite with any such corporation.

No. 142, S.,

A bill to amend section 2001 of chapter 91 of the revised statutes of 1878, entitled of religious societies.

No. 143, S.,

A bill to amend chapter 215 of the private and local laws of 1874, entitled an act to incorporate the city of Oconto.

No. 138, S.,

A bill to amend the charter of the city of Appleton.

Without amendment.

No. 412, A.,

A bill to appropriate a sum of money to carry out the provisions of Jt. Res. No. 12, A.

No. 135, A.,

A bill requiring town, village, city and county clerks to keep cancellation books.

No. 243, A.,

A bill to provide the manner of procuring abstracts of title to real estate in certain cases.

No. 46, S.,

A bill to amend sections 3329 and 3330 of chapter 143 of the revised statutes of 1878, entitled of liens.

No. 177, S.,

A bill to provide for the compensation of certain additional employees in the legislature for 1879.

With amendment.

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## REPORT OF COMMITTEE OF THE WHOLE CONSIDERED.

Nos. 125, 220, 335, 252, 408, 388 and 326, A.,

Were ordered engrossed and read a third time.

No. 380, A.,

Engrossment refused.

Mr. Mills moved to reconsider the vote by which No. 380, A., was refused engrossment.

Mr. Washburn moved to lay the motion on the table.

The ayes and noes being ordered, the house refused, by the following vote, to lay the motion on the table:

Ayes — Messrs. Bailey, Clark, Cox, DeGross, Ellinwood, Frank, Gallett, Gardiner, Haugen, Hemmi, Mason, Masse, Mitchell, Muckerheide, Petersen, J. C., Peterson, A., Post, Ringle, Sarnow, Scanlon, Thomas, Vincent, W. J., Washburn and Zander — 24.

Noes — Messrs. Allan, J., Allen, A. C., Ausman, Barry, Barter, Bentley, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carter, Coe, Condit, F. T., Condit, J. D., Davison, Dewing, Eastman, Eckhardt, Field, Fischer, Fleming, Flinn, Ford, Geise, Gilbert, Greening, Hart, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Markham, McDill, McRae, Melvin, Mills, Nichols, O'Flaherty, Ostrander, Pulcifer, Quarles, Raesser, Root, Sanderson, Spence, Spiering, Steffen, Theisen, Thelen, Wall, W., Webster, Widule, Williams, Withee and Mr. Speaker—61.

Absent or not voting—Messrs. Blackstone, Bottum, Carey, Fitzgerald, Gray, Johnson, Mullowney, Murphy, Reynolds, Simpson, Vincent, G. R., and Wall, E. C. — 12.

The question recurring on the motion of Mr. Mills to reconsider,  
The motion prevailed.

The question now being, shall

No. 380, A.,

Be ordered engrossed and read a third time.

Which motion prevailed.

Nos. 300 and 223, A.,

Were amended and ordered engrossed.

No. 121, A.,

Was ordered engrossed and read a third time.

Nos. 33, 80, 113, 302, 352, and 135, A.,

Were severally amended and ordered engrossed and read a third time.

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On motion of Mr. Bentley,

The assembly adjourned.

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7:00 o'CLOCK, P. M.

The speaker called the assembly to order.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Mason, McDill, McRae, Melvin, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Blackstone, Bottum, Markham, Masse, Mills, Ostrander, Reynolds, Scanlon, Vincent, G. R., and Widule.

Absent with leave — Messrs. Dewing and Muldowney.

Leaves of absence were granted to Messrs. Condit, F. T., Steffen, Masse, Ostrander, Cox, Blackstone, Scanlon, Markham and Haugen, till to-morrow morning, and to Mr. Spiering till Monday evening.

Mr. Melvin moved that when the assembly adjourn, it be to 9:30 o'clock to-morrow morning.

Which motion prevailed.

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### RESOLUTIONS INTRODUCED.

By Mr. Flinn:

Jt. Res. No. 18, A.,

*Resolved by the assembly, the senate concurring,* That the governor be and is hereby requested to return without his signature for further consideration, bill No. 108, A., relating to public schools in the city of Watertown.

Adopted.

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### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 238, A.,

A bill to legalize the acts of the commissioners appointed to lay out and establish a state road through the counties of Pepin, Pierce, St. Croix and Polk.

Report the same back with recommendation that it be referred to the delegation from Pepin, Pierce, St. Croix and Polk counties.

No. 295, A.,

A bill relating to the testing and grading of wheat, and amendatory of section 1666 of chapter 76 of the revised statutes of 1878.

Report the same back with the recommendation that its consideration be indefinitely postponed.

No. 319, A.,

A bill to repeal section 277 of the revised statutes, and to provide for the redemption of forfeited mortgaged lands and the refunding of surplus money thereon.

No. 90, A.,

A bill to appropriate to the county of Green Lake a certain sum of money therein named.

Report the same back with recommendation that they pass.

No. 181, S.,

A bill to reorganize the Wisconsin Horticultural Society.

Report the same back without recommendation.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes of 1878.



Report the same back by substitute, with recommendation that the substitute be printed and passed.

No. 139, A.,

A bill to extend the jurisdiction of the Yellow River Improvement Company.

Report the same back by substitute, with recommendation that the substitute pass.

W. E. CARTER,  
*Chairman.*

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The committee on State Lands, to whom was referred

No. 284, A.,

A bill relating to delinquent taxes on contracted state lands and mortgaged lands forfeited to the state.

Report the same back, and recommend that its further consideration be indefinitely postponed.

A. P. ELLINWOOD,  
*Chairman.*

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The committee on Enrolled Bills report the following bills correctly enrolled:

No. 87, A.,

A bill relating to the circuit court of Winnebago county.

No. 122, A.,

A bill to repeal chapter 238 of the private and local laws of 1878, entitled an act to authorize the town of Amherst to build a town hall.

No. 192, A.,

A bill to amend chapter 145 of the laws of 1878, entitled an act relating to the publication and sale of the reports of the geological survey, and amendatory of chapter 121 of the laws of Wisconsin for 1878.

No. 233, A.,

A bill to amend chapter 313 of the laws of 1878, entitled an act to revise, consolidate and amend the charter of the city of Racine, approved August 8, 1848, and the several acts amendatory thereto, approved March 11, 1876, and the several acts amendatory thereto.

No. 246, A.,

A bill to amend an act entitled an act to revise, consolidate and amend an act entitled an act to incorporate the city of Waupaca, approved March 5, 1875, approved March 10, 1876.

No. 247, A.,

A bill to authorize the city of Milwaukee to purchase and use certain machinery.

No. 272, A.,

A bill relating to and amendatory of chapter 16 of the private and local laws of the year 1872, entitled an act to incorporate the city of Eau Claire.

JOHN W. BLACKSTONE,  
*Chairman.*

The committee on Medical Societies, to whom was referred  
No. 358, A.,

A bill relating to the city of Beloit, and authorizing the purchase of additional cemetery grounds in that city.

Have had the same under consideration, and report the same back by substitute, and recommend the adoption and passage of the substitute, and that the same be printed.

Mr. Reynolds dissenting.

CHRISTIAN WIDULE,  
*Chairman.*

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The committee on Incorporations to whom was referred  
No. 315, A.,

A bill to incorporate the city of Neillsville.

Have had the same under consideration, and have instructed me to report it back with the recommendation that it be indefinitely postponed.

No. 343, A.,

A bill to amend the charter of the city of Chilton.

And have instructed me to report it back with the recommendation that it do pass.

A. E. GILBERT,  
*Chairman.*

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The committee on Insurance, Banks and Banking, to whom was referred

Petitions Nos. 155, A., and 157, A., relating to bill

No. 197, A.,

A bill in relation to insurance companies.

Report that no further action is necessary thereon, as such bill has been indefinitely postponed.

B. E. HUTCHINSON,  
*Chairman.*

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The committee on Education, to whom was referred

No. 108, S.,

A bill to amend section 443 of chapter 27 of the revised statutes of 1878, entitled of common schools.

And report the same back with amendment, and recommend that it be concurred in when so amended.

No. 184, S.,

A bill limiting the amount of school district tax to be levied in any one year.

And recommend that it be concurred in.

No. 200, A.,

A bill to permit and allow joint school district number two of the towns of Almond, in the county of Portage, and Oasis, in the county of Waushara, to participate in the benefits of the law governing free high schools.

And recommend that it be indefinitely postponed.

ELIHU BAILEY, *Chairman.*

The committee on Engrossed Bills, to whom was referred the following bill, have had the same under consideration, and respectfully report it correctly engrossed:

No. 270, A.,

A bill to regulate the terms of the circuit court in the county of Polk.

GEO. H. MARKHAM,  
*Chairman.*

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The joint committee on Claims, to whom was referred

No. 339, A.,

A bill to appropriate to Michael J. Egan a sum of money therein named.

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1875, and chapter 182 of the laws of 1876, and chapter 293 of the laws of 1877.

Have had the same under consideration, and report them back without recommendation.

No. 29, A.,

A bill to appropriate to the Northern Hospital for the Insane a certain sum of money for current expenses, permanent improvements and miscellaneous purposes.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

J. T. MILLS,  
*Chairman.*

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The joint committee on Claims, to whom was referred

No. 224, A.,

A bill to appropriate to H. W. Hildebrandt the sum of two hundred and fifty dollars.

Have had the same under consideration, and report it back with recommendation that it be indefinitely postponed.

Mr. Bullock dissenting.

J. T. MILLS,  
*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 364, A.,

A bill relating to the Madison Fire Insurance Company, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof.

Report the same back with the recommendation that it be referred to committee on Judiciary.

B. E. HUTCHINSON,  
*Committee.*

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The Select Committee, to whom was referred  
No. 351, A.,  
A bill to legalize the acts of Leeds Center school district, Columbia county.

Have had the same under consideration, and respectfully report the same back with an amendment, and recommend that it do pass when so amended.

JOHN SANDERSON,  
*Committee.*

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#### RECOMMITMENTS.

No. 238, A.,  
Was referred to the delegation from Pepin, Pierce, St. Croix and Polk counties.

No. 286, A.,  
Was referred to joint committee on Claims.

No. 264, A.,  
Was referred to committee on Judiciary.

No. 55, S.,  
Was re-referred to Rock County Delegation.

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#### SENATE BILLS READ FIRST AND SECOND TIMES AND REFERRED.

No. 134, A.,  
A bill to provide for the laying out of a state road in the counties of Waupaca, Shawano and Oconto.

To Oconto County Delegation.

No. 158, S.,  
A bill to authorize James and William Johnston to erect and maintain a dam across the Willow river in St. Croix county, Wisconsin.

To committee on Lumber and Manufactures.

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#### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 236, A.,  
A bill to amend sections 1, 2, 3 and 4 of chapter 6 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February

20, 1852, and the several acts amendatory thereof, in relation to the taking of property for streets and other public purposes in said city.

Was read a third time and passed.

No. 263, A.,

A bill to provide for the registry of electors at charter elections in the city of Milwaukee.

Was read a third time, and the ayes and noes being ordered, the bill was passed.

The vote was as follows:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Brindley, Bullock, Burdge, Cady, Carter, Clark, Cox, DeGroff, Eastman, Eckhardt, Ellinwood, Field, Fischer, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, La Due, Lewis, Lovejoy, McDill, McRae, Melvin, Mitchell, Nichols, Peterson, A., Pulcifer, Quarles, Raesser, Root, Sanderson, Sarnow, Simpson, Spence, Thomas, Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker—55.

Noes — Messrs. Bentley, Carel, Carey, Davison, Fitzgerald, Fleming, Frank, Geise, Gray, Greening, Keogh, Muckerheide, Murphy, O'Flaherty, Petersen, J. C., Post, Ringle, Scanlon, Spiering, Steffen, Thelen, Wall, E. C., and Zander—23.

Absent or not voting—Messrs. Blackstone, Bottum, Bradley, Coe, Condit, F. T., Condit, J. D., Dewing, Flinn, Ford, Johnson, Markham, Mason, Masse, Mills, Mullowney, Ostrander, Reynolds, Theisen and Vincent, G. R.—19.

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE CONSIDERED.

No. 324, A.,

Mr. Hart moved to strike out the figures "1869," and insert in lieu thereof the figures "1877."

The ayes and noes being called, the amendment was adopted.

The vote was as follows:

Ayes — Messrs. Allen, A. C., Ausman, Bailey, Brindley, Bullock, Burdge, Cady, Carter, DeGroff, Eastman, Eckhardt, Fischer, Gardiner, Gilbert, Hart, Haugen, Hemschemeyer, Hill, Ingram, Johnson, Lewis, Lovejoy, McRae, Mills, Mitchell, Peterson, A., Pulcifer, Raesser, Sanderson, Sarnow, Spence, Thomas, Washburn, Widule, Withee and Mr. Speaker—36.

Noes — Messrs. Allan, J., Barry, Bentley, Carel, Carey, Condit, J. D., Cox, Davison, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Gray, Greening, Hemmi, Keogh, Muckerheide, Murphy, O'Flaherty, Petersen, J. C., Post, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Wall, E. C., and Zander—33.

Absent or not voting—Messrs. Barter, Blackstone, Bottum, Bradley, Clark, Coe, Condit, F. T., Dewing, Ellinwood, Hutchinson, La Due, Markham, Mason, Masse, McDill, Melvin, Mullow-

ney, Nichols, Ostrander, Quarles, Reynolds, Ringle, Simpson, Vincent, G. R., Vincent, W. J., Wall, W., Webster and Williams—28.

Mr. Fitzgerald moved to indefinitely postpone,

Which motion was lost,

And the bill was ordered engrossed and read a third time.

Indefinite leave of absence was here granted to Mr. G. R. Vincent on account of sickness.

No. 202, A.,

Was indefinitely postponed.

No. 412, A.,

Was amended, and ordered engrossed and read a third time.

No. 127, A.,

Mr. Simpson moved that the further consideration be postponed till Tuesday, and made special order.

Mr. A. C. Allen moved to adjourn.

The ayes and noes being ordered,

The house refused to adjourn, by the following vote:

Ayes—Messrs. Allen, A. C., Ausman, Barry, Bradley, Brindley, Burdge, Carter, Cox, DeGross, Field, Fitzgerald, Gallett, Hart, Ingram, Johnson, McDill, Peterson, A., Sarnow, Thomas, Vincent, W. J., Washburn and Widule—22.

Noes—Messrs. Allan, J., Bailey, Barter, Bentley, Cady, Clark, Davison, Eastman, Eckhardt, Ellinwood, Fischer, Fleming, Flinn, Ford, Frank, Gardiner, Geise, Gilbert, Gray, Greening, Hemmi, Hill, Hutchinson, La Due, Lewis, Mason, McRae, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Scanlon, Simpson, Spence, Spiering, Theisen, Thelen, Wall, E. C., Webster, Williams, Withee, Zander and Mr. Speaker—53.

Absent or not voting—Messrs. Blackstone, Bottum, Bullock, Caryl, Carey, Coe, Condit, F. T., Condit, J. D., Dewing, Haugen, Hemschemeyer, Keogh, Lovejoy, Markham, Masse, Mullowney, Murphy, Ostrander, Reynolds, Steffen, Vincent, G. R., and Wall, W.—22.

The question recurring on the motion of Mr. Simpson to postpone till Tuesday,

The motion was lost.

On motion of Mr. Quarles, the bill was laid over till Friday.

Mr. Mills moved that

No. 381, A.,

Be referred to joint committee on claims.

So ordered.

No. 243, A.,

Was amended and indefinitely postponed.

On motion of Mr. Wall, the further consideration of

Nos. 183 and 277, A.,

Was postponed till Tuesday.

Nos. 40, 93, 169, 218, 278, 279, 280, 290, 304, 308, 327, 344, 354, 363, 385, and 402, and Jt. Res. No. 13, A.,

Were severally indefinitely postponed.

No. 205, A.,

On motion of Mr. Spence.

Was postponed till Friday.

No. 4, S.,

Was amended and ordered read a third time.

Nos. 52, 62, 114, 119, 142, 143, 149, 150, and 162, S.,

On motion of Mr. Carter,

The rules were suspended and the bills were concurred in.

No. 77, S.,

Was, on motion of Mr. Spence, laid over till Friday.

No. 141, S.,

Was, on motion of Mr. Carter,

Indefinitely postponed.

Nos. 37 and 64, S.,

On motion of Mr. Carter,

The rules were suspended and the bills concurred in by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bradley, Brindley, Cady, Carter, Davison, Eastman, Eckhardt, Ellinwood, Fischer, Fleming, Flinn, Ford, Frank, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Keogh, La Due, Mason, McRae, Melvin, Mills, Mitchell, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Thelen, Wall, E. C., Wall, W., Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 62.

Absent or not voting — Messrs. Blackstone, Bottum, Bullock, Burdge, Carel, Carey, Clark, Coe, Condit, F. T., Condit, J. D., Cox, DeGross, Dewing, Field, Fitzgerald, Gallett, Haugen, Johnson, Lewis, Lovejoy, Markham, Masse, McDill, Muckerheide, Mullooney, Murphy, Ostrander, Reynolds, Spiering, Steffen, Theisen, Thomas, Vincent, G. R., Vincent, W. J., and Washburn — 35.

No. 104, S.,

On motion of Mr. Carter, was laid over till Friday.

No. 148, A.,

Was, on motion of Mr. Hill, laid over till Friday.

Nos. 26, 65, 77, 78, 106 and 46, S.,

Were severally amended and ordered read a third time.

Mr. Carter moved that the rules be suspended and the bills be read a third time and concurred in as amended.

Which motion was carried, and the bills were read a third time and concurred in.

No. 41, S.,

Amended.

On motion of Mr. Ringle,

The rules were suspended and the bill was read a third time and concurred in as amended.

No. 67, S.,

On motion of Mr. Hutchinson,

Was laid aside till Friday.

No. 177, S.,

On motion of Mr. Carter,

Was laid over till Friday.

Mr. Spence moved a

### CALL OF THE HOUSE.

Which was ordered.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bradley, Brindley, Cady, Carey, Carter, Davison, Eastman, Eckhardt, Ellinwood, Fischer, Fleming, Flinn, Ford, Frank, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, La Due, Mason, McRae, Melvin, Mills, Mitchell, Nichols, O'Flaherty, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Scanlon, Simpson, Spence, Theisen, Thelen, Wall, E. C., Wall, W., Webster, Widule, Williams, Withee, Zander and Mr. Speaker—61.

Absent—Messrs. Bottom, Bullock, Burdge, Carel, Clark, Coe, Condit, J. D., DeGroff, Field, Fitzgerald, Gallett, Johnson, Keogh, Lewis, Lovejoy, McDill, Muckerheide, Murphy, Peterson, A., Reynolds, Sarnow, Thomas, Vincent, W. J. and Washburn—24.

Absent with leave—Messrs. Condit, F. T., Steffen, Masse, Ostrander, Cox, Spiering, Blackstone, Scanlon, Markham, Haugen, Dewing, Mullowney and Vincent, G. R.—12.

Mr. Spence moved that further proceedings under the call be dispensed with.

Which motion was refused by the following vote:

Ayes—Messrs. Allan, J., Ausman, Bailey, Barter, Flinn, Frank, LaDue, McRae, Post, Sarnow, Webster, Widule and Mr. Speaker—13.

Noes—Messrs. Allen, A. C., Barry, Bentley, Bradley, Brindley, Cady, Carey, Carter, Davison, Eastman, Eckhart, Ellinwood, Fischer, Fleming, Ford, Gardiner, Geise, Gilbert, Gray, Hart, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Mason, Melvin, Mitchell, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Quarles, Raesser, Ringle, Root, Sanderson, Scanlon, Simpson, Spence, Theisen, Thelen, Wall, E. C., Wall, W., Williams, Withee and Zander—47.

Absent or not voting—Messrs. Blackstone, Bottum, Bullock, Burdge, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, DeGroff, Dewing, Field, Fitzgerald, Gallett, Greening, Haugen, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, McDill, Mills, Muckerheide, Mullowney, Murphy, Ostrander, Pulcifer, Reynolds, Spiering, Steffen, Thomas, Vincent, G. R., Vincent, W. J., and Washburn—37.

Mr. Simpson moved to adjourn.

Which was lost,

The vote being:

Ayes—Messrs. Barry, Eastman, Eckhardt, Ellinwood, Hemmi, Hemschmeyer, Hutchinson, McRae, Melvin, Mitchell, Nichols, Peterson, A., Post, Sarnow, Simpson, Webster and Widule—17.

Noes—Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter,



Bentley, Bradley, Brindley, Cady, Carey, Carter, Davison, Fleming, Ford, Gardiner, Geise, Gilbert, Greening, Hart, Hill, Ingram, La Due, Mason, O'Flaherty, Petersen, J. C., Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Scanlon, Spence, Theisen, Thelen, Wall, E. C., Wall, W., Williams, Withee, Zander and Mr. Speaker — 42.

Absent or not voting—Messrs. Blackstone, Bottum, Bullock, Burdge, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, DeGross, Dewing, Field, Fischer, Fitzgerald, Flinn, Frank, Gray, Gallett, Haugen, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, McDill, Mills, Muckerheide, Mullowney, Murphy, Ostrander, Reynolds, Spiering, Steffen, Thomas and Vincent, G. R.—34.

Mr. Quarles moved that further proceeding under the call be dispensed with.

Which motion did not prevail.

The vote being:

Ayes — Messrs. Allen, A. C., Ausman, Bentley, Brindley, Carter, Eastman, Eckhardt, Ellinwood, Fischer, Flinn, Frank, Gardiner, Gilbert, Hemmi, Hemschemeyer, Hutchinson, La Due, Mason, McRae, Mitchell, Peterson, A., Post, Quarles, Raesser, Sarnow, Simpson, Spence, Webster, Widule and Mr. Speaker—30.

Noes — Messrs. Allan, J., Bailey, Barter, Bradley, Cady, Carey, Davison, Fleming, Ford, Geise, Gray, Greening, Hart, Hill, Ingram, Nichols, O'Flaherty, Petersen, J. C., Pulcifer, Root, Sanderson, Scanlon, Theisen, Thelen, Wall, E. C., Wall, W., Williams, Withee and Zander—29.

Absent or not voting — Messrs. Barry, Blackstone, Bottum, Bullock, Burdge, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, DeGross, Dewing, Field, Fitzgerald, Gallett, Haugen, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, McDill, Melvin, Mills, Muckerheide, Mullowney, Murphy, Ostrander, Reynolds, Ringle, Spiering, Steffen, Thomas, Vincent, G. R., Vincent, W. J., and Washburn—38.

Mr. Nichols moved to adjourn.

Which motion was lost by the following vote:

Ayes — Messrs. Barry, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Hemmi, Hutchinson, McRae, Nichols, Peterson, A., Sarnow and Simpson — 13.

Noes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Bentley, Bradley, Brindley, Cady, Carey, Carter, Davison, Fleming, Flinn, Ford, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Hill, Ingram, La Due, Mason, Melvin, Mitchell, O'Flaherty, Petersen, J. C., Post, Pulcifer, Quarles, Root, Sanderson, Scanlon, Spence, Theisen, Thelen, Wall, E. C., Wall, W., Williams, Withee, Zander and Mr. Speaker—43.

Absent or not voting—Messrs. Blackstone, Barter, Bottum, Bullock, Burdge, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, DeGross, Dewing, Field, Frank, Gallett, Haugen, Hemschemeyer, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, McDill, Mills, Muckerheide, Mullowney, Murphy, Ostrander, Raesser, Reynolds, Ringle, Spiering, Steffen, Thomas, Vincent, W. J., Vincent, G. R., Washburn, Webster and Widule — 41.

Mr. Simpson moved that the assembly do now adjourn,  
Which the house refused to do.

The vote being:

Ayes — Messrs. Ausman, Barry, Bottum, Bullock, Eckhardt, Ellinwood, Field, Hemmi, Hemschemeyer, Hutchinson, McRae, Melvin, Peterson, A. Quarles, Raesser, Sarnow, Simpson, Spence, Wall, E. C., Widule, Zander and Mr. Speaker — 22.

Noes — Messrs. Allan, J., Allen, A. C., Bailey, Barter, Bentley, Bradley, Brindley, Cady, Carey, Carter, Davison, Eastman, Fischer, Fitzgerald, Fleming, Flinn, Ford, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Hill, Ingram, La Due, Mason, Mitchell, Nichols, O'Flaherty, Petersen, J. C., Post, Pulcifer, Ringle, Root, Sanderson, Scanlon, Theisen, Thelen, Vincent, W. J., Wall, W., Williams and Withee — 43.

Absent or not voting — Messrs. Blackstone, Burdge, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, DeGroff, Dewing, Frank, Gallett, Haugen, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, McDill, Mills, Muckerheide, Mullowney, Murphy, Ostrander, Reynolds, Spiering, Steffen, Thomas, Vincent, G. R., Washburn and Webster — 32.

Mr. Simpson moved that all further proceedings under the call be dispensed with.

Which motion did not prevail.

The vote was:

Ayes — Messrs. Allen, A. C., Ausman, Barry, Barter, Brindley, Carter, Davison, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Flinn, Ford, Frank, Gardiner, Geise, Gilbert, Greening, Hart, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, La Due, Mason, McRae, Melvin, Mitchell, O'Flaherty, Post, Quarles, Raesser, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Theisen, Thelen, Vincent, W. J., Wall, E. C., Webster, Zander and Mr. Speaker — 47.

Noes — Messrs. Allan, J., Bailey, Bentley, Bradley, Carey, Fleming, McDill, Muckerheide, Pulcifer, Steffen, Widule, Williams and Withee — 13.

Absent or not voting — Messrs. Blackstone, Bottum, Bullock, Burdge, Cady, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, DeGroff, Dewing, Ellinwood, Gallett, Gray, Haugen, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, Mills, Mullowney, Murphy, Nichols, Ostrander, Petersen, J. C., Peterson, A., Reynolds, Ringle, Spiering, Thomas, Vincent, G. R., Wall, W., and Washburn — 37.

Mr. Carey moved that the assembly adjourn.

Which motion was carried,

The vote being:

Ayes — Messrs. Ausman, Barry, Barter, Bentley, Bottum, Brindley, Cady, Carey, Carter, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gardiner, Geise, Gilbert, Greening, Hemschemeyer, Hill, Hutchinson, Ingram, La Due, Mason, McRae, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Theisen, Thelen, Wall, W., Webster, Zander and Mr. Speaker — 53.

Noes — Messrs. Allan, J., Allen, A. C., Bailey, Bradley, Gray, Hart, Hemmi, McDill, Pulcifer, Ringle, Steffen, Vincent, W. J., Widule, Williams and Withee— 15.

Absent or not voting — Messrs. Blackstone, Bullock, Burdge, Carel, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Gallett, Haugen, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, Mullowney, Murphy, Ostrander, Reynolds, Spiering, Thomas, Vincent, G. R., Wall, E. C. and Washburn — 29.

And the assembly adjourned till 9:30 o'clock to-morrow morning.

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FRIDAY, 9:30, A. M., FEBRUARY 21, 1879.

The assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent: Messrs. Geise, Lewis, Peterson, A., and Wall, W.

Absent with leave: Messrs. Mullowney, Spiering and Vincent, G. R.

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#### LEAVE OF ABSENCE.

Were granted

To Messrs. Ford, Quarles, Petersen, J. C., Frank, Coe, Reynolds, Field and Masse till Monday evening.

To Mr. La Due, after this morning's session, till to-morrow morning.

To Mr. Melvin, after to-day's sessions, until Monday evening.  
To Mr. Bailey, after this morning's session, till to-morrow morning.

To Mr. Post, till Tuesday morning.

To Mr. Ringle, after this morning's session, till Tuesday morning.

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### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Haugen:

Mem. No. 169, A.,

Petition of citizens of River Falls, Pierce county, for submission of constitutional amendment touching the traffic in intoxicating liquors.

To General File.

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### REPORTS OF STANDING COMMITTEES.

The committee on Charitable and Penal Institutions, to whom was referred

No. 241, A.,

A bill to provide for the leasing of convict labor to the United States government and to counties for the purpose of public improvements, and amendatory of sections 4938 to 4943 of chapter 201 of the revised statutes of 1878.

No. 115, A.,

A bill to appropriate to the Northern Hospital for the Insane a sum of money therein named, for the erection of additional wings, and for the purpose of increasing the capacity of said institution.

Have had the same under consideration, and have directed me to report the same back with the recommendation that they be indefinitely postponed.

JAMES HILL,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred

No. 352, A.,

A bill to repeal the charter of the city of Portage, and amendatory of section 8 of chapter 8 of section 122 of the laws of 1876.

Respectfully report it correctly engrossed.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed:

No. 14, A.,

A bill to regulate the times of holding the circuit court in Juneau county.

No. 46, A.,

A bill to provide for the purchase of certain digests of Wisconsin reports.

No. 52, A.,

A bill to repeal section 1181 of chapter 50 of the revised statutes of this state, relating to the foreclosure of tax sale certificates and sale of lands therein mentioned.

No. 75, A.,

A bill relating to elections, and amendatory of section 27 of chapter 5 of revised statutes of 1878.

No. 95, A.,

A bill relating to election returns, and amendatory of section 44, chapter 5 of the revised statutes of 1878.

No. 102, A.,

A bill to repeal sections 1626, 1627, 1628 and 1630 of the revised statutes, entitled of dogs and wild animals.

No. 126, A.,

A bill to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred

No. 66, A.,

A bill to amend section 3329 of the revised statutes, relating to liens upon logs and timber.

No. 255, A.,

A bill to authorize John E. Glover to build and maintain a dam across the south fork of Clam river, Wisconsin.

Have had the same under consideration, and recommend that they do pass.

S. R. CLARK,  
*Chairman.*

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The committee on Insurance, Banks and Banking, to whom was referred

No. 194, A.,

A bill relating to assessments upon premium notes of fire insurance companies.

Report the same back with a substitute, and recommend the reference thereof to the committee on Judiciary.

B. E. HUTCHINSON,  
*Chairman.*

The joint committee on Printing, to whom was referred  
No. 163, S.,

A bill to impose certain penalties upon county officers for violating certain provisions of law.

Have had the same under consideration, and report the same back with the recommendation that it be concurred in.

J. W. DeGROFF,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in.

Jt. Res. No. 18, A.,

Requesting the governor to return No. 108, A., without his signature, for further consideration.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 60, S.,

A bill to amend the act entitled an act to establish and maintain a public library in the city of Milwaukee, approved February 7, 1878.

No. 136, S.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5th, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

No. 101, S.,

A bill to cheapen the cost of text books.

And has concurred in assembly amendment to

No. 4, S.,

A bill for the division of the counties of Chippewa and Lincoln, and the erection of the county of Flambeau.

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#### RECOMMITMENTS.

No. 149, A.,

Was referred to committee on Judiciary.

## SENATE BILLS ON THEIR THIRD READING.

No. 4, S.,

A bill for the division of the counties of Chippewa and Lincoln, and the erection of the county of Flambeau.

Was read a third time and concurred in.

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## ASSEMBLY BILLS ON THEIR THIRD READING.

No. 270, A.,

A bill to regulate the terms of the circuit court in the county of Polk.

Was read a third time and passed,

And the title amended to read as follows:

No. 270, A.,

A bill fixing the terms of the circuit court in certain counties, in the eleventh judicial circuit.

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[BILLS REPORTED BY A COMMITTEE OF THE WHOLE,  
LYING OVER, CONSIDERED.]

No. 135, S.,

A bill to define and limit the liabilities of counties in certain cases.

Was, on motion of Mr. Gallett, postponed till Tuesday.

No. 140, S.,

A bill authorizing the village of De Pere to issue bonds for the purpose of aiding in the building of a draw and main bridge across the canal and Fox river.

No. 137, S.,

A bill to provide for the removal of county treasurers in certain cases.

Were each indefinitely postponed.

No. 127, A.,

A bill relating to attachments, chattel mortgages, bills of sale and assignments.

Was amended, and on motion of Mr. Carel, was indefinitely postponed.

No. 205, A.,

A bill dividing the counties of Clark and Marathon, erecting the county of Webster.

Mr. Ringle moved that the further consideration of this bill be postponed till Tuesday next.

Adopted.

Mr. Carter moved that

No. 104, A.,

A bill to provide for the payment of a sum of money to Joseph B. Lovelace.

Be postponed till Tuesday.

Which motion prevailed.

No. 109, S.,

A bill in relation to the right of the descendants of the Chippewas of Lake Superior becoming legal voters, and entitled to vote in all state elections.

No. 148, S.,

A bill to provide maps of Wisconsin for public use in certain cases.

Were severally ordered to a third reading.

No. 47, S.,

A bill to authorize the payment of expenses in securing lands, to which the state is or may be entitled.

Was amended and ordered read a third time.

No. 177, S.,

A bill to provide for the compensation of certain additional employees in the legislature for 1879.

The speaker called Mr. Bentley to the chair.

The bill was then amended and ordered to a third reading.

Mr. Brindley moved that the rules be suspended, and

Nos. 47, 109, 148 and 177, S., be put on their passage.

Which motion prevailed.

No. 147, S.,

Was concurred in by the following vote:

Ayes—Messrs. Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Condit, F. T., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRea, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle, Sanderson, Sarnow, Scanlon, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Williams, Withee and Zander—79.

Noes—None.

Absent or not voting—Messrs. Allan, J., Blackstone, Bradley, Coe, Condit, J. D., Cox, Ford, Greening, Mallowney, Ostrander, Petersen, J. C., Pulcifer, Root, Simpson, Spiering, Vincent, G. R., Webster and Mr. Speaker—18.

No. 109, S.,

Was concurred in.

No. 148, S.,

Was concurred in, the vote being:

Ayes—Messrs. Allen, A. C., Bailey, Barry, Bentley, Bottum, Brindley, Bullock, Burdge, Cady, Carey, Caryl, Clark, Condit, F. T., Cox, DeGross, Dewing, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Geise, Gray, Greening, Hart, Hemmi, Hemschemeyer, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Masse, McDill, McRae, Mills, Muckerheide, Murphy, O'Flaherty, Pulcifer, Quarles, Raesser, Reynolds, Sanderson, Scanlon,



Spence, Steffen, Theisen, Thelen, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Withee and Mr. Speaker—59.

Noes — Messrs. Ausman, Barter, Davison, Eastman, Ellinwood, Gardiner, Haugen, Hill, Mason, Melvin, Mitchell, Nichols, Peterson, A., Post, Ringle, Sarnow, Simpson, Thomas, Webster, Williams and Zander—21.

Absent or not voting — Messrs. Allan, J., Blackstone, Bradley, Carter, Coe, Condit, J. D., Ford, Gilbert, Johnson, Markham, Mallowney, Ostrander, Petersen, J. C., Root, Spiering, Vincent, G. R., and Widule — 17.

Unanimous leave was granted Mr. Speaker Kelly to offer an amendment to

No. 77, S.

The amendment, which was as follows, was lost:

Amend section 1 by adding at the end thereof the following:

*Provided*, That the provisions of this section shall not be construed as allowing any compensation to any messenger boys of the assembly except Jacob Gill and Geo. Post.

The bill was then concurred in, the vote being as follows:

Ayes — Messrs. Allan, J., Ausman, Barry, Barter, Bentley, Botum, Bradley, Bullock, Burdge, Cady, Caryl, Carey, Clark, Condit, F. T., Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Geise, Gilbert, Gray, Greening, Hart, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McKee, Melvin, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Post, Quarles, Raesser, Reynolds, Sanderson, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Williams, Withee, Zander and Mr. Speaker—74.

Noes — Messrs. Allen, A. C., Bailey, Haugen and Peterson, A.—4.

Absent or not voting — Messrs. Blackstone, Brindley, Carter, Coe, Condit, J. D., Cox, Ford, Gardiner, Mills, Mallowney, Petersen, J. C., Pulcifer, Ringle, Root, Sarnow, Spiering, Vincent, G. R., Webster and Widule—19.

No. 67, S,

A bill to provide for laying out, establishing and building a state road from the city of Grand Rapids, in the county of Wood, to the city of Stevens Point, in the county of Portage.

Was amended and rules suspended, and the bill was read a third time and concurred in.

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On motion of Mr. Spence,  
The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Bailey in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

**Mr. SPEAKER:**

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report the following bills to the assembly for consideration:

No. 34, A.,

A bill to create the county of New, and provide for the organization of the same.

No. 355, A.,

A bill to provide for levying a state tax for the year<sup>2</sup>A. D. 1879.

No. 244, A.,

A bill to amend an act to incorporate the city of Oconomowoc.

No. 80, S.,

A bill to authorize O. J. Haywood and W. E. McCord to build a dam across and otherwise improve Little Chief river, in Chippewa county, Wisconsin, for log-driving purposes.

No. 116, S.,

A bill to authorize Wm. McKeath to improve Pine creek in Chippewa county for log-driving purposes.

No. 51, S.,

A bill to incorporate the city of Ahnapee.

No. 29, A.,

A bill to appropriate to the Northern Hospital for the Insane a certain sum of money for current expenses, permanent improvements and miscellaneous purposes.

No. 90, A.,

A bill to appropriate to the county of Green Lake a certain sum of money therein named.

No. 139, A.,

A bill to extend the jurisdiction of the Yellow River Improvement Company.

No. 200, A.,

A bill to permit and allow joint school district number two of the towns of Almond, in the county of Portage, and Oasis, in the county of Waushara, to participate in the benefits of the law governing free high schools.

No. 224, A.,

A bill to appropriate to H. W. Hildebrandt the sum of two hundred and fifty dollars.

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1875, and chapter 182 of the laws of 1876, and chapter 293 of the laws of 1877.

No. 284, A.,

A bill relating to delinquent taxes on contracted state lands and mortgaged lands forfeited to the state.

No. 295, A.,

A bill relating to the testing and grading of wheat, and amendatory of section 1666 of chapter 76 of the revised statutes of 1878.

No. 315, A.,

A bill to incorporate the city of Neillsville.

No. 319, A.,

A bill to repeal section 277 of the revised statutes, and to provide for the redemption of forfeited mortgaged lands and the refunding of surplus money thereon.

No. 339, A.,

A bill to appropriate to Michael J. Egan a sum of money therein named.

No. 343, A.,

A bill to amend the charter of the city of Chilton.

No. 351, A.,

A bill to legalize the acts of Leeds Center school district, Columbia county.

No. 108, S.,

A bill to amend section 443 of chapter 27 of the revised statutes of 1878, entitled of common schools.

No. 181, S.,

A bill to reorganize the Wisconsin Horticultural Society.

No. 184, S.,

A bill limiting the amount of school district tax to be levied in any one year.

Without amendment.

Mr. Haugen moved that when the assembly adjourn it be to 7:00 o'clock this evening.

Which motion prevailed.

Mr. Melvin moved that the assembly do now adjourn.

Lost.

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## BILLS REPORTED BY A COMMITTEE OF THE WHOLE CONSIDERED.

Mr. Keogh moved that

No. 339, A.,

Be postponed till Tuesday next.

Carried.

Nos. 90, 319, and 343, A.,

Were ordered engrossed and read a third time.

Mr. Carter moved that all rules interfering with the immediate passage of bills

Nos. 90, 311, and 343, A.,

Be suspended, and the bills put on their passage.

Which was adopted.

Nos. 319 and 343, A.,

Having been read three several times, were passed.

Nc. 90, A.,

Was read a third time and passed, by the following vote:

Ayes — Messrs. Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Condit, J. D., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer,

Fleming, Flinn, Gardiner, Geise, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, La Due, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Murphy, Nichols, O'Flaherty, Ostrander, Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sander-son, Sarnow, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Vincent, W. J., Wall, W., Washburn, Widule, Williams, Zander and Mr. Speaker—78.

Noes—Messrs. Condit, F. T., Fitzgerald, Muckerheide and Wall, E. C.—4.

Absent or not voting—Messrs. Allan, J., Coe, Ford, Frank, Gallett, Greening, Lewis, Mitchell, Mullowney, Petersen, J. C., Spiering, Thomas, Vincent, G. R., Webster and Withee—15.

No. 139, A.,

Was amended, and ordered engrossed and read a third time.

On motion of Mr. Carter,

The rules were suspended, and the bill passed, and the title amended to read as follows:

A bill to amend chapter 170 of the private and local laws of the year 1857, entitled an act to incorporate the Yellow River Improvement Company, and chapter one hundred and sixteen (116) of the private and local laws of 1871, entitled an act to amend chapter 186 of the private and local laws of 1869, entitled an act to amend chapter 398 of the private and local laws of 1868, entitled an act to amend chapter 170 of the private and local laws of 1857, entitled an act to incorporate the Yellow River Improvement Company, and the acts amendatory thereto.

No. 244, A.

Substitute adopted, and ordered engrossed and read a third time.

On motion of Mr. Washburn,

The rules were suspended, and the bill was passed.

Nos. 351 and 355, A.,

Were severally amended, and ordered engrossed and read a third time:

Mr. Carter moved that all rules interfering with the immediate passage of Nos. 351 and 355, A., be suspended.

Which motion prevailed.

And No. 351, A., was passed, and the title amended so as to read as follows:

A bill to legalize the action of the voters of the town of Leeds, which is known as Leeds Center School District, Columbia county, Wisconsin, at their annual meeting held the 26th day of August, A. D. 1878, and to authorize the officers of said district to issue school district orders pursuant thereto.

No. 355, A.,

Was passed by the following vote:

Ayes—Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Condit, F. T., Cox, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, John-

son, Keogh, La Due, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Peterson, A., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 81.

Noes — None.

Absent or not voting — Messrs. Blackstone, Coe, Condit, J. D., Davison, Flinn, Ford, Geise, Lewis, Mitchell, Mullowney, Petersen, J. C., Reynolds, Spiering, Thomas, Vincent, G. R., and Vincent, W. J. — 16.

Mr. Quarles moved that

No. 254, A.,

Be postponed till Tuesday evening, and the report of the state engineer be printed.

Carried.

Mr. Hill moved that the vote by which

Nos. 78 and 79, A.,

Were indefinitely postponed, be reconsidered.

Which motion prevailed.

On motion the bills were re-referred to committee on Charitable and Penal Institutions.

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On motion of Mr. Brindley,  
The assembly adjourned.

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7:00 o'clock, P. M.

The speaker called the assembly to order.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Barter, Bentley, Bottum, Bradley, Bullock, Cady, Caryl, Carey, Condit, F. T., Condit, J. D., Cox, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Johnson, Keogh, Lovejoy, Markham, Mason, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Pulcifer, Quarles, Raesser, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker.

Absent — Messrs. Barry, Blackstone, Brindley, Burdge, Carter, Clark, Davison, Hemschemeyer, Hutchinson, Ingram, Lewis, McDill, Reynolds, Thomas, Wall, W., and Zander.

Absent with leave — Messrs. Bailey, Coe, La Due, Masse, Mallowney, Peterson, J. C., Post, Ringle, Spiering and Vincent, G. R.

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### LEAVES OF ABSENCE

Were granted

To Messrs. McDill and Ingram till to-morrow morning.

To Messrs. Brindley and Thomas indefinitely.

To Mr. Johnson till Tuesday morning.

To Mr. Nichols till Tuesday evening.

To Mr. Williams till Tuesday morning.

To Mr. A. Peterson till Tuesday evening.

Mr. Dewing moved that when the assembly adjourn, it be to Monday evening at 7:30 o'clock.

Which motion prevailed.

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### RESOLUTIONS INTRODUCED.

By Mr. Ringle:

Jt. Res. No. 19, A.,

*Resolved by the assembly, the senate concurring,* That the governor is hereby requested to return without his signature for further consideration, bill

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

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### REPORTS OF STANDING COMMITTEES.

The committee on State Affairs, to whom was referred

No. 299, A.,

A bill to compel the owners, proprietors and occupants of dams to construct and maintain fishways.

No. 209, A.,

A bill to repeal section 1583, and to amend section 1584 a, of the revised statutes, relative to license of peddlers.

Have had the same under consideration, and report them back to the house without recommendation.

No. 55, A.,

A bill to define the crime of vagabondage, and to provide for the punishment thereof.

And recommend that the same be indefinitely postponed.

No. 48, S.,

A bill to amend section 2577 of the revised statutes of 1878, entitled of legal holidays.

No. 183, S.,

A bill to appropriate a sum of money for repairs and improvements in capitol park,

No. 28, S.,

And recommend that they be concurred in.

A bill to amend section 1, chapter 297, laws of 1878, relating to the preservation of fish.

No. 49, S.,

A bill to amend section 4565 of the revised statutes of 1878, entitled of penalty for killing game by net, trap, etc.,

And recommend that they be indefinitely postponed.

No. 63, A.,

A bill relating to the taxation of dogs, and amendatory of section 1624 of chapter 72, revised statutes of 1878.

And report the same back by substitute, and recommend the passage of the substitute.

No. 240, A.,

A bill authorizing the board of supervisors to exempt any county from the provisions of sections 1623, 1624 and 1625 of chapter 72 of the revised statutes of 1878, relating to the license and keeping of dogs.

And recommend that the same be indefinitely postponed.

No. 232, A.,

A bill to amend chapter 63 of the private and local laws of 1860, entitled an act to incorporate the Milwaukee & Cedarburg Plank road company.

And report the same back with amendments, and recommend its passage when so amended.

The committee has also had under consideration,

Jt. Res. No. 15, A.,

Authorizing the appointment of a committee to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

No. 303, A.,

A bill to appropriate a sum of money therein named to defray the expenses of the committee appointed to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

And report the same back with the recommendation that they be indefinitely postponed.

The committee being divided, two reports will be submitted to the house in writing, and recommend that both said reports be printed.

E. D. COE,  
*Chairman.*

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The committee on Lumber and Manufactures, to whom was referred

No. 158, S.,

A bill to authorize James and William Johnston to erect and maintain a dam across the Willow river in St. Croix county, Wisconsin.

Have had the same under consideration, and have directed me to report the same back and recommend its concurrence.

S. R. CLARK,  
*Chairman.*

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The committee on Charitable and Penal Institutions, to whom was referred sundry petitions, have had the same under consideration, and direct me to report the same back, with the recommendation that they be placed on file.

JAMES HILL,  
*Chairman.*

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The committee on Insurance, Banks and Banking, to whom was referred

No. 394, A.,

A bill to amend sections 1967 and 1972, chapter 89 of the revised statutes, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations.

Have considered the same and report substitute therefor, without any recommendation.

B. E. HUTCHINSON,  
*Chairman.*

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The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed:

No. 170, A.,

A bill amending section 1972, chapter 89 of the revised statutes of 1878, entitled of insurance companies.

No. 175, A.,

A bill authorizing justices of the peace elected in the several wards of the city of Madison to keep an office and to perform their duties in any part of said city.

No. 267, A.,

A bill to provide for sentences to the state prison without fixing the time.

No. 276, A.,

A bill to provide for the sale of certain Wisconsin reports.

No. 307, A.,

A bill relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878.

No. 338, A.,

A bill to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee.

No. 362, A.,

A bill relating to the organization of corporations, and amendatory of section 1780 of the revised statutes.



No. 374, A.,

A bill relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes.

No. 382, A.,

A bill to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

No. 390, A.,

A bill relating to the Sturgeon Bay Co., and amendatory of section 4 of chapter 228 of the laws of 1876.

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Roads and Bridges, to whom was referred

No. 156, A.,

A bill to repeal chapter 243 of the laws of 1878, entitled an act to provide for laying out and establishing a state road from Stockholm, in the county of Pepin, to Clear Lake, in the county of Polk.

Report the same back, and recommend it to be referred to the delegation from St. Croix, Pepin, Pierce and Polk.

So ordered.

No. 264, A.,

A bill to provide for a system of county bridges.

Report the same back with the recommendation that it be indefinitely postponed.

H. FLINN,  
*Acting Chairman.*

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The joint committee on Claims, to whom was referred

No 286, A.,

A bill to appropriate to the Adams County Agricultural Society a sum of money therein named.

Have had the same under consideration, and report it back with the recommendation that it be indefinitely postponed.

J. T. MILLS,  
*Chairman.*

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The committee on Privileges and Elections, to whom was referred

No. 172, A.,

A bill to authorize the electors of the town of Winnebago to hold elections in the city of Portage.

Have considered the same, and recommend that its further consideration be indefinitely postponed.

H. F. C. NICHOLS,  
*Chairman.*

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The committee on Judiciary, to whom was referred

No. 409, A.,

A bill to regulate the payment of taxes upon telegraph companies.

No. 410, A.,

A bill to regulate taxes upon express companies.

No. 411, A.,

A bill to regulate palace-car companies in this state.

Report the same back with recommendation that their consideration be indefinitely postponed.

No. 364, A.,

A bill relating to the Madison Fire Insurance Company, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof.

No. 360, A.,

A bill to authorize Chippewa county to issue bonds for the purpose of liquidating its indebtedness.

Report the same back with amendments, and recommend that the bills pass when so amended.

No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors.

Report the same back by substitute, with recommendation that the substitute be printed and pass.

No. 194, A.,

A bill relating to assessments upon premium notes of fire insurance companies.

Report the same back by substitute, with recommendation that the substitute pass.

No. 407, A.,

A bill to amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

Report the same back by substitute, with recommendation that the substitute be printed and re-referred to the joint committee on Assessment and Tax Laws.

No. 389, A.,

A bill authorizing Peter Lagoe and his associates to improve Tupper creek, in Chippewa county, Wisconsin.

Report the same back by substitute, and recommend that the substitute do pass.

WM. E. CARTER,  
*Chairman.*

The committee on Militia, to whom was referred

No. 210, A.,

A bill relating to the militia of the state of Wisconsin, and amendatory of sections 618, 620, 621, 623, 635, 637 and 640, and to repeal section 628 of chapter 34 of the revised statutes of 1878, and to add new sections to said chapter 34 of the revised statutes of 1878,

Have had the same under consideration, and report the same back with the recommendation that the bill be indefinitely postponed.

Mem. No. 12, A.,

Memorial of the Grand Army of the Republic,

Have had the same under consideration, and report the same back without recommendation.

ANSON C. ALLEN,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bill, have had them under consideration, and respectfully report it correctly engrossed:

No. 7, A.,

A bill to regulate the rate of interest.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Enrolled bills have compared

No. 9, A.,

A bill to authorize the city of Racine to borrow money for the support of paupers.

And report the same back correctly enrolled.

J. W. MURPHY,  
*Acting Chairman.*

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*Report of the committee on State Affairs on Bills 97 and 303, A.,  
and Jt. Res. No. 15, A.*

Your committee have had under consideration the above several bills and joint resolution, and would report as follows:

In order to give such a representation of the Sturgeon Bay Canal and its affairs, that an intelligent understanding of the questions involved may be obtained, it is necessary to go back to the inception of the enterprise and give the salient points of its history. The waters of Green Bay are separated from Lake Michigan by a narrow peninsula, about seventy-five miles long, and of an average width of about twelve miles. The large and constantly growing commerce of the Bay is carried on by steam and sail vessels, which have to pass through the straits communicating with Lake Michigan at the northern end of the above named peninsula. About thirty-six miles south from the straits, an arm of Green Bay nearly cuts the peninsula in two, leaving a narrow isthmus of one mile and a quarter in width. This inlet from Green Bay is known as "Sturgeon Bay;" it is eight miles long, and varies in width from two miles, at the entrance, to about three-fourths of a mile at its easterly end.

The waters of Sturgeon Bay are deep enough to float the largest lake craft, except within about a mile of the head of the bay. The banks are high, and

the bay constitutes a safe and land-locked harbor of sufficient capacity to float all the shipping of the great lakes at one time. The ease with which the narrow isthmus which separates Lake Michigan from the head of Sturgeon Bay could be cut through, attracted attention at a very early day, and received favorable mention from Gen. Lewis Cass, while he was governor of the territory. As the commerce of Green Bay increased in extent and importance, the annual losses of life and property by shipwreck at its outlet (which received the significant title of "Death's Door"), made the necessity of securing communication between Lake Michigan and Green Bay by means of a canal across the Sturgeon Bay isthmus, apparent to all who gave the subject attention. The fact, also, that the larger part of this commerce was with Milwaukee and Chicago, and that a saving of 150 miles in distance could be made in each round trip to vessels passing between those ports and harbors on the south half of Green Bay, was another strong consideration in favor of its construction.

The magnitude of the commerce of Green Bay is not generally realized. In the year 1870, the imports were \$25,000,000 and the exports \$65,000,000. There has doubtless been a large increase since that year, as the very important iron industry of the Green Bay country has almost wholly come into existence within that period. Statistics show that fully two-thirds of the exports of Green Bay are to the ports of Milwaukee and Chicago. In 1870, there was shipped from the Bay 500,000,000 feet of lumber, 900,000,000 shingles, 840,000,000 of lath, 35,000,000 pickets, 2,500,000 railroad ties, 1,600,000 cedar posts and 650,000 telegraph poles, besides many other important articles of export.

From the records of the lighthouse keeper on Green Island, which is directly opposite the entrance of Sturgeon Bay, it appears that nearly 7,000 vessels passed the light last year, the great majority of which would have found their way to and from Lake Michigan by the Sturgeon Bay canal had it been in operation. The importance of the work has been greatly enhanced by the location of a harbor of refuge by the national government at the eastern outlet of the canal.

This harbor is designed to afford an accessible and safe port in a storm, and vessels entering within the inclosure of the breakwater can pass through the canal into Sturgeon Bay, where the most perfect security is afforded.

This harbor is the only one of the kind on the lakes. It was rendered necessary by the long reach of dangerous coast south of Death's Door. The harbor was first located at Ahnapee, but afterwards changed to Sturgeon Bay, because it could be constructed at the latter point for about \$180,000, or one-half the expense necessary at Ahnapee, and besides a much better and more commodious harbor would be secured. In the year 1878, the number of vessels that cleared from the port of Chicago was 10,494, and about 9,000 cleared from the port of Milwaukee.

The majority of these vessels pass by that part of the lake where the harbor of refuge named could be accessible in case of storm, and its construction would doubtless cause a great reduction in the number of wrecks which the history of navigation in the northern part of Lake Michigan has recorded.

As there is a wide-spread idea that the Sturgeon Bay canal and harbor enterprise is of but little importance and of trifling future value, your committee have felt it appropriate to give the above facts which have come to our consideration in our recent examination of the matters involved in the bills and joint resolution above named.

In the year 1864, "The Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company" was formed, and among its members were many of the leading capitalists of Chicago, Milwaukee and northeastern Wisconsin. Wm. B. Ogden was president of the company until his death, in August, 1877, since which time Jesse Spaulding has held that office.

In the month of April, 1866, congress granted 200,000 acres of land to the state of Wisconsin, to aid in the construction of a breakwater, harbor and ship canal, connecting the waters of Green Bay and Lake Michigan. Congress afterwards assumed the expense of constructing the breakwater and harbor.

The grant was accepted by the state in 1868, as appears by chapter 105 of

the general laws of that year, "which provides for the laying out and establishing of the route of said canal and determining the termination thereof, and also preparing a plan for the construction of said canal in conformity with the provisions of said act of congress, and making a diagram thereof to be approved by the governor, and when approved by him the same to be filed in the office of the secretary of state."

On the 21st of March, 1872, the diagram, plan and specifications, were approved by Gov. Washburn, and on March 23, 1872, an act was passed amending chapter 105 of the general laws of 1868.

Section 3 of the act of March 23d, 1872, reads as follows:

"The dimensions of said ship canal, so to be constructed by said company, shall be at least 100 feet in width at the water surface, with sides of the ordinary slopes of one and a half to one, and shall be at least thirteen feet in depth at the bottom of said canal."

Work was begun on the canal July 9th, 1872, by dredging at the Sturgeon Bay end. According to the act of congress, no part of the land grant was available to the company until one-fourth of the entire work was completed. Upon the certificate of the governor that such work had been done, it became the duty of the commissioners of public lands to give to the company one-fourth of the grant, and upon the completion of each succeeding fourth of the work, another fourth of the grant was to be given to the company, until the entire work was completed, and approved by the state officers.

It appears that the only available funds at the disposal of the company, when the work began, were about \$26,000, which had been collected on account of trespass on the lands. As money was needed in the prosecution of the work, the members of the company advanced it from their private means to the extent of \$60,000, until the first quarter of the work was finished. This money still remains invested in the enterprise, and the company has issued paid up stock to the persons advancing it.

The enterprise suffered greatly from the financial panic which began in 1873, and the first quarter of the work was not finished until November, 1874. The financial pressure was so great that work was suspended until 1877. The company, having received one-fourth of the lands, endeavored to raise money by selling bonds secured on the lands; only about \$8,000 worth of bonds were disposed of, and the company changed its plan, took back and cancelled all the bonds sold, and offered its lands for sale in April, 1877. A sufficient sum was raised to warrant a resumption of the work, and a contract was made with O. B. Green, in which he agreed to finish the entire canal according to the required plans and specifications, by the first of December, 1879.

The contractor took the work at a much lower rate than the first quarter had been constructed for, Green's contract being for 20 cents per cubic yard, while the price paid for the first quarter was 30 cents. The company are not bound to pay him more than \$2,000 per month unless a greater sum is realized from the sale of their lands, and ten per cent of the amount earned is retained as security for the completion of the work.

In 1877 Gov. Ludington certified on the report of Capt. John Nader, civil engineer, who had been appointed to examine the work, that a second quarter had been completed, and last March the public land commissioners issued patents for the second installment of lands. In November, 1878, the company's engineer, Capt. W. T. Casgrain, estimated that the third quarter of the work was completed, and the company applied for another installment of lands.

Under the commission of Gov. Smith, Capt. Nader proceeded to Sturgeon Bay, and according to directions received, made a careful and complete survey and estimate of the work already done, and also of what remained to be done, in order to construct such a canal as the contract of the company required. His report stated that a revetment, or pile and plank protection, would be needed at the Sturgeon Bay end, and two piers at the Lake Michigan end, in addition to what the company had supposed to be necessary, and which would cost in all \$17,000. This so increased the total cost of the canal that the company lacked \$11,000 of having completed the third quarter of the work on the basis required. Upon this showing the governor declined to issue a certificate that the third quarter of the canal had been completed, and

until such certificate had been made, the patent for the lands cannot be granted. The company have acquiesced in the decision, and gives assurance of entire willingness to go on with the work on the plan proposed by Capt. Nader, as soon as navigation opens. In a word, the company have nearly completed three-fourths of the work, and have received only one-half of the lands.

The above is, in brief, the history of the canal enterprise to the present time, and the question now arises, do the interests of the state require any present legislation upon the matters pertaining thereto? In order to meet this issue squarely and frankly, let us consider the reasons given why such legislation should be had.

In the first place, it is claimed that the canal is not being constructed according to the plan originally adopted. The evidence before your committee shows that the company originally intended to submit a plan and specifications made by Maj. Houston, of the U. S. harbor works, in 1871, as the basis of a contract with the state, but that this plan and specifications were never so submitted. The contract with the state was upon a different basis, and in accordance with the modifications of the legislative act of March 23, 1872. The reason for the change seems to have been that there had been expectations of getting an additional grant, which congress, however, refused to give. The erroneous impression above referred to, is doubtless owing in part to a report of the U. S. engineer, Maj. Houston, in 1873, respecting the work upon the Harbor of Refuge, in which he states that work had been commenced upon the canal "in accordance with his plan of 1871."

As the work on the canal was being prosecuted under the state authorities, it is evident that Maj. Houston was not informed of the character of the contract between the Canal Company and the state. Your committee do not consider it pertinent or necessary to refer to all the questions that have been raised in regard to the manner in which the canal shall be constructed, but deem it sufficient to state that the governor, land commissioners, and Capt. Nader, who has been twice appointed to inspect the work, interpret the contract to call for the construction of "a canal which shall be 100 feet wide at the surface of the water, 13 feet deep below low water mark of 1847, with banks sloped in the proportion of two bases to one perpendicular, with a revetment of about 1,500 feet on each side, at the Sturgeon Bay end, and two piers of 350 feet in length each, at the Lake Michigan end." This is the requirement of the state with respect to the manner in which the canal shall be constructed, and the Canal Company give a positive and unqualified assurance that they are willing and expect to complete the canal in accordance with said requirements.

Capt. Nader also reports that it is probable that a revetment of about 2,000 feet may be needed to fortify certain places along the banks where springs enter the canal, or where the bank shows symptoms of breaking down. It is proper here to remark that the contract gives to the state full authority to make every needed requirement in order to secure a canal of sufficient capacity for the purposes required, and of reasonable permanence.

In the second place, it has been claimed that the land grant has been improperly handled, and that a change in existing laws is required in order to secure to the state the fulfillment of the canal company's contract. The company claim that on taking the grant they supposed they were to receive the grant in installments of 50,000 acres each. When they applied for the first quarter of lands, a question arose as to the interpretation of the act of the legislature as to the method of giving the lands. The law was ambiguous and indefinite, and the supreme court decided that under the statute referred to they should be given according to value, and not in quantity.

The value of the grant, as appraised by an agent of the state and an officer of the company, was \$577,580.59, and 32,294 acres were patented to the company as the first installment. Last winter, a law was passed directing the land commissioners to issue the lands for the second quarter in acres, not to exceed, in the total amount issued, one-half of the entire grant. And the land commissioners were also authorized to issue the remaining two quarters of the grant in acres or value, as they deemed best. This act also repealed all previous acts relating to the manner of issuing the grant. In accordance with the law, this company received 66,116 acres of land. The reason

which the company give for desiring the passage of the above act, is that they wished to be able to secure such lands as were immediately saleable. A law was passed in 1876, requiring the land to be distributed by lot, and as the company had received numerous applications for various tracts of land, they wished to be able to obtain such tracts, in order to realize money upon them at once.

The evidence submitted to the committee showed that the company, expecting in time to secure the entire grant, has been more solicitous to obtain such lands as they could sell immediately than those which were most valuable. It was also claimed by the company that a large proportion of the lands selected last summer were of a low grade, and that many valuable tracts which are isolated and remote, and consequently not marketable, were not taken. It has been claimed that the half of the grant issued to the company amounts to seven-eighths of the whole value; there was no evidence before the committee to substantiate this statement. The appraisement in the secretary of state's office shows that the part of the grant yet remaining is fully two-fifths of the whole in value. It was claimed by the company that the valuation of the entire grant on the appraisement was too high, and the report of an investigating committee, appointed in 1876 by the legislature, showed that it was not strictly correct in the proportionate values put upon the different grades. The appraisement of the company on the lands unpatented is about \$117,000, and this is considered a minimum valuation.

It was also claimed by the company that none of the lands of the grant are absolutely worthless, and, in the opinion of the president and the company's land agent, that 50 cents per acre, or thereabouts, could be realized from the disposal of the poorest half of the lands yet unpatented.

It is also charged that the contractor has not done his work in full accordance with the terms of his agreement, and Capt. Nader reports that if the excavation had been prosecuted less rapidly, and more attention given to removing material dredged out and placed on the banks, it would have been better. In his estimate of work yet to be done, however, he includes whatever outlay may be necessary to repair and perfect the banks in full accordance with the contract and specifications. There are also charges that the terms of the contractor's agreement with the company have been changed to his advantage; but the evidence shows that whatever advantage he gains in one direction by the change he loses entirely or in great part in other ways.

The last charge which we shall here notice, is that the principal office of the company is not kept in Wisconsin, in accordance with the requirements of the statute. The officers claim that they have an office in Milwaukee, which is the only distinctive office which the company has. The president, secretary and treasurer draw no salary, and perform such official acts as devolve upon them at their private offices. The land department, under the charge of D. W. Maxon, and the superintendence of the construction of the canal, is under the charge of the chief engineer, Capt. W. T. Caspary, both of whom have an office at 103 Wisconsin street, Milwaukee, which is rented and paid for by the company.

In conclusion, we wish to say that the only interest which the people of Wisconsin and the legislature have in the whole matter is simply this, that such a ship canal is constructed at Sturgeon Bay as is contemplated by the law, and that the state retain sufficient security during the construction of the canal to guaranty the completion of the contract in exact accordance with its specifications. Divesting the question of all side issues, this simple problem now confronts us — is it necessary or desirable to have additional legislation in order to enforce the completion of the Sturgeon Bay Company's contract with the state? As the law now stands, the state officers have it in their discretion to issue patents for the remaining lands, either according to value or amount, and the legislation asked would deprive them of this option and direct a specific manner of granting the lands.

Should bill 97, A., become a law it would render imperatively necessary an expensive and tedious re-appraisement of the *entire grant*, in order to get at an equitable and proportionate valuation of the ungranted lands. The difficulty of this work, so far as it would pertain to the lands already granted, can be imagined when it is remembered that the most of them have been

changed from their original condition by their present owners. The cost of an appraisement would be not less than 15 cents an acre, or \$30,000 in all. Should bill 303, A., and Jt. Res. No. 15, A., receive the approval of the legislature, they would provide for an investigation which would involve a large and uncertain expense. In both cases the expense would necessarily be borne by the state, and neither measure should be adopted unless there is grave reason to believe in its necessity.

It has been claimed that there is danger that the canal company after having completed the third quarter of the work and received the lands therefor, will find that the last quarter of the grant is not sufficiently valuable to defray the expenses of constructing the last quarter of the canal, and so will abandon the work at that stage of operation.

In order to realize the improbable character of this charge, it is necessary to consider just what the company will forfeit in case it should abandon the work when three-fourths done. It would of course lose all title to the canal, as its rights, under the law, to the canal property only become perfect when the work is finally completed and accepted by the governor. The company would therefore lose the \$60,000 advanced to complete the first quarter; it would also lose the fourth quarter of the land grant, which, if composed of the poorest lands, is claimed by the company to be worth fifty cents an acre; to be safe, we will call it half that, making \$12,500; also the retained percentage due the contractor, for which the company is liable, at the present time amounting to \$10,000; in addition to this, the state officers would immediately sue the company upon its forfeiture of the contract, and enjoin the sale of its lands, and recover back all that remain unsold. These amounts at the present time to over 50,000 acres, and are worth about \$50,000. There would also be added to this amount the unsold portions of the third quarter, so that at the lowest estimate not less than \$50,000 worth of lands would be lost to the company. These sums amount in all to \$132,500, which would be absolutely forfeited by the company should it fail to complete its contract. If the company goes on and finishes the canal, it will cost \$64,447 to complete the fourth quarter, according to the estimates of Capt. Nader. This includes the probable revetment of 2,000 feet, which he estimates may be necessary.

It will therefore be seen that the company, in refusing to do work costing \$64,447, would lose property and money to the value of \$132,500. The company would also be liable to the contractor for such damages as he might be able to recover on his contract. There is also another consideration which your committee deem to be of great importance as bearing upon this question, and that is, that all the members of the canal company are engaged in lumbering on Green Bay, and are individually interested in securing the cheaper rates of transportat on which the canal would afford. The mills owned by members of this company produce yearly 100,000,000 feet of lumber, which is shipped out of the Bay, and which would pass through the canal if completed. The lowest estimate put upon the reduction caused by the cut-off in cost of transportation, is 10 cents per thousand feet, and Wm. B. Ogden estimated it as high as 87½ cents per thousand. It will therefore be seen that the members of the company would save from \$10,000 to \$87,500 annually in their private business from the reduced rates of transportation were the canal completed.

The books of the canal company seem to have been kept accurately, and show that only about \$1,400 is due on all accounts, besides the retained percentage due the contractor. The able and explicit report of Capt. Nader indicates clearly that the work is in such a state of progress as will easily render it possible to complete the canal, in accordance with the terms of the contract, on the 1st day of December, 1879. Your committee fully believe that the interests of the state in this matter are perfectly safe in the hands of the state officers, who have already shown the utmost solicitude and caution in the administration of their trust. They believe that justice to the company requires that it shall not be harassed or embarrassed by unnecessary legislation.

If the operations of the company and their contractor are not interfered with, the work will, in all probability, be entirely finished the present year. In view of the above considerations, and in the absence of all sufficient rea-



sons, as we believe, for the expensive legislation proposed, we hereby recommend that bills No. 97 and 303, A., and joint resolution No. 15, A., be indefinitely postponed.

E. D. COE.  
J. W. OSTRANDER,  
CHAS. G. LEWIS,  
HENRY P. FISCHER.

Your committee append hereto the following statement and petition, which had been referred to them:

HON. D. M. KELLY,

*Speaker of the Assembly, Madison, Wisconsin:*

The undersigned citizens of Door county, in which county the Sturgeon Bay Ship Canal is being constructed, respectfully represent:

That in the opinion of the undersigned, the company constructing the canal has, since resuming work in the spring of 1877, pushed it intelligently and vigorously.

That it has conducted the enterprise in good faith, and that they see no doubt that it is the intention of the company to prosecute the work to completion during the current year.

The undersigned, therefore, would respectfully request the honorable body over which you preside, to enter upon no legislation that shall in any way tend to hamper or embarrass the company in securing lands to which it may be entitled to under the laws now on the statute book.

And further, they would urge that no legislation seems to them to be needed in connection with this work, but rather that the company should be unmolested in its aim to secure an early completion of an enterprise of so great importance to the state at large, and Door county in particular.

The undersigned further represent, that in the opinions above expressed, they believe they represent the views of a large majority of the citizens of this county.

L. M. Washburn.  
J. T. Wright.  
D. A. Reed.  
Thomas Scott, sheriff Door Co.  
Eli A. Thompson.  
Chris. Leonhard, Co. treasurer.  
R. M. Wright.  
Chris. Daniels.  
G. W. Allen.  
John Leatham.  
Michael Dohearty.  
Geo. O. Spear.  
H. J. Thompson.  
Scofield & Co.  
Thomas H. Pratt,  
S. N. Bacon.

S. N. McLochlin.  
Joseph Harris, Sr.  
O. E. Dreutzer.  
Jacob Cross.  
Philip Jacobs.  
Noble & Johnson.  
Feldmann & Goodnow.  
Jacob Dehos.  
C. M. Smith.  
Sherwood & Co.  
C. Noyes.  
Wm. B. Lawrence.  
A. McEacham.  
C. M. Chase.  
L. A. Larson & Co.  
A. W. Lawrence & Co.

The committee on State Affairs have had under consideration Nos. 97 and 303, A., and Jt. Res. No. 15, A., and in reporting the same back, the members of said committee signing this report submit the following reasons for the recommendation hereby made:

The annual report of the secretary of state for 1876, on page 46, gives the history in brief of the Sturgeon Bay Canal Company, and the legislation in reference thereto up to the date of that report. For the better understanding of the matters in question, it has been deemed proper to quote a portion of that report.

"The importance of connecting the upper waters of Green Bay with those of Lake Michigan by means of a ship canal across the long and narrow pe-

ainsula which separates them, was foreseen at an early day in the history of the state, but no legislative action was had in the matter till 1856. Chapter 129 of the private and local laws of that year named Robert F. Winslow, Abraham B. Bowen, Edward Smith, James D. Doty, John Day, Samuel Hale, Jackson Hadley, J. F. Loy and Anson Ballard, as incorporators of a company by the name of the 'Sturgeon Bay and Lake Michigan Canal Company.'

This company was authorized to locate, construct and build a canal of such width, depth and dimensions as they should deem expedient, between the head of Sturgeon Bay and Lake Michigan, so as to connect the head-water of said bay with said lake, and to construct a harbor at the mouth of said canal, and to dredge and improve the said bay, so as to make a sufficient channel, and convenient and safe harbor in said bay. For this purpose, the company was authorized to purchase, hold and convey real and personal property, and to issue capital stock and necessary bonds. For some reason, probably, the commercial embarrassment of 1857, — the project languished and did not evince much vitality at that time.

The legislature of 1858, finding that little or no progress had been made towards constructing this canal by the company especially incorporated for that purpose two years before, amended the law of 1856 by the enactment of chapter 237, private and local laws of 1858, requiring the company to commence the construction of the canal in accordance with the plan contemplated by the act of incorporation within one year, and to complete it so as to admit the passage of boats and vessels through the same within three years thereafter. It was provided that in case of failure to comply with the requirements of this last named act, the original act of incorporation should be thenceforth void. The capital stock of the company was, by the act of 1858, limited to five hundred thousand dollars. Under the operation of chapter 237, private and local laws of 1858, the company passed out of existence and the project was for the time abandoned.

Chapter 365, private and local laws of 1864, incorporated the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company, with substantially the same rights and obligations as its predecessor, and named Wm. B. Ogden, Freeland B. Gardner, Thomas H. Beebe, Joseph Harris, George Bennett, Alexander Mitchell, Charles D. Robinson, H. S. Baird, W. M. Whitcomb, Anson Eldred, and Andrew Reid, as the first directors of the new organization. By this act, the capital stock of the company was limited to two hundred and fifty thousand dollars, but no time was fixed for completing the work.

The directors and incorporators of the new company seem to have been from the outset impressed with the impracticability of constructing a semi-public work, of such magnitude as this, with exclusively private capital. They accordingly bent their energies to procure a grant of public lands from the federal government, and finally succeeded in the first session of the thirty-ninth congress. By an act approved April 10, 1866, congress granted to the state of Wisconsin, for the purpose of aiding the state in constructing and completing a breakwater and harbor and ship canal to connect the waters of Green Bay with the waters of Lake Michigan, two hundred thousand acres of public lands, to be selected in subdivisions, agreeably to the United States survey, by an agent or agents appointed by the governor of Wisconsin, subject to the approval of the secretary of the interior, from lands subject to private entry: provided, that said selection should be made from alternate and odd numbered sections of land nearest the location of said harbor and canal, not otherwise appropriated, and not from lands designated by the United States as "mineral" before the passage of that act, nor from lands to which the rights of preemption or homestead had attached.

The act also prescribed that the canal should be at least one hundred feet in width, with a depth of water not less than thirteen feet. Having obtained this important aid from the general government, the company duly elected its officers, in the city of Milwaukee, on the 4th day of October, 1866, under and by virtue of chapter 365, private and local laws of Wisconsin for 1864. By chapter 105 of the general laws of 1868, the state accepted the grant of land conveyed by the act of congress, approved April 10, 1866, subject to all the conditions, restrictions and obligations therein mentioned, and conferred

it in like manner on the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company. The route of the canal was surveyed, laid out and established pursuant to law, and work continued thereon for several years. In 1878, the company, having completed one-fourth of the canal, made a formal demand on the state for one-fourth of the lands granted, pursuant to section 4, chapter 105, of the general laws of 1868.

Pending some discussion as to the precise interpretation to be given this section, the whole matter remained open for the legislature of 1874, which by Jt. Res. No. 6, provided for the appointment of commissioners to appraise the lands; authorized the company to select any lands not to exceed in *value* one-fourth of the amount at which the *whole* were appraised, and directed the commissioners of school and university lands to thereupon convey the lands thus selected to the company. This was done as provided, and thirty-two thousand, three hundred and forty-two and twenty-nine-one-hundredths acres patented to the company September 7, 1874."

It is apparent from the act of congress, approved April 10, 1866, entitled an act granting to the state of Wisconsin a donation of public lands to aid in the construction of a breakwater and harbor and ship canal, at the head of Sturgeon Bay, in the county of Door, in said state, to connect the waters of Green Bay with Lake Michigan, in said state, by the terms of which two hundred thousand acres of government land were granted to the state of Wisconsin for the purpose of aiding said state in constructing and completing a breakwater, harbor and ship canal to connect Green Bay with Lake Michigan, and from chapter 105 of the general laws of Wisconsin for 1868, by which the state accepted the grant above described, "with the restrictions and upon the terms and conditions contained in said act of congress," that the state occupies the relation of a trustee to see that the lands thus appropriated by congress are faithfully and honestly used to accomplish the purposes for which the lands were granted.

In speaking of another grant of similar nature, the supreme court of the United States has defined the duties and obligations resting upon the state, in clear and unmistakable terms. "The state accepted the grant subject to all the conditions prescribed. She thereupon became the agent and trustee of the United States. The powers and duties with which she was clothed might have all been discharged by private individuals. The characters of sovereign and trustee were united in the same party. The state did not in any wise abdicate her sovereignty by accepting the trust, but the former might be exercised to render more effectual, the discharge of the latter. She was in no wise fettered, except as she had agreed so fulfill all the terms and conditions which accompanied the grant. To that extent she was clearly bound, and anything in conflict with those conditions would be ultra vires and cannot be supported. What were the terms to which she submitted herself? She was to devote the lands to the accomplishment of the object which congress had in view, and there was an implied agreement on her part to take all the measures reasonably within her power to make their application effectual to that end. The mode was left entirely to herself."

Tucker v. Ferguson, 23 Wallace, 572. If the state should be negligent in the execution of such a trust, and through such negligence the fund appropriated for a particular purpose should prove insufficient for that purpose, considerations of honor and good conscience would induce the state to make good that deficiency out of its own funds whether there was any legal way of compelling it to do so or not. Especially is this true since the general government has expended, and will hereafter be obliged to expend large sums of money in making a harbor of refuge on the Lake Michigan end of the Sturgeon Bay canal, on account of the building of which the Sturgeon Bay Ship Canal Company has been relieved from the construction of a portion of the works provided by the grant, upon the faith and belief that the state will see that the canal is finished and completed in a substantial and workmanlike manner, creditable alike to the state which is responsible for the execution of the trust, and to the general government which created the trust fund.

In the consideration of the bills and resolution above described, the committee has been attended by several of the officers of the Sturgeon Bay an

Lake Michigan Ship Canal and Harbor Company, including the president, Jesse Spaulding; the secretary, W. E. Strong; the land commissioner, D. W. Maxon, and the chief engineer, W. T. Casgrain, and also by the state inspector, John Nader, and by these gentlemen, has been put in possession of certain facts which have had an important bearing upon the deliberations of this committee in regard to the bills and resolution referred to it, some of which facts it may be proper briefly to present:

First. The general offices of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company are *not* kept within the state of Wisconsin, but are located in the city of Chicago. In the case of the State ex rel. Attorney General against the Milwaukee, Lake Shore and Western Railroad Company, decided by the supreme court and reported in Northwestern Reporter, October 24, 1878, it was held that this was such a violation of the law as would authorize the forfeiture of the charter of a corporation created by the state, upon proper proceedings taken by the attorney general.

Second. The original estimates for the construction of the canal contemplated the revetting or docking of the entire length of the canal. This appears from the estimates of J. E. Thompson, civil engineer, made in 1867, and the estimate of W. T. Casgrain, the present engineer of the company, made in 1871, while he was connected with the corps of engineers of the U. S. A. as assistant U. S. engineer. The estimates of both these gentlemen are contained in the report of the latter to Major D. C. Houston corps of engineers U. S. A., dated November 21, 1871; one of the estimated items of the cost of the canal in such estimate is "18,000 linear feet pile revetment at \$8.00 per linear foot, \$144,000."

In speaking of these estimates, Major Houston, in his report dated Nov. 29, 1871, to General A. A. Humphreys, chief of engineers, U. S. A., says: "The sum of \$144,000 is estimated for revetting the banks of the canal, which, owing to the character of the material, is *necessary to complete the work.*" It is probable that this revetment could now be constructed at a cost considerably below the estimate given above, owing to the reduced price of labor and materials, and good judges estimate that its present cost would not exceed \$90 000.

Third. No portion of the canal has been docked or revetted in accordance with the plan and specifications adopted by the company in September, 1871, hereinafter referred to, nor has the company made any attempt to construct a revetment in accordance with that plan.

Fourth. In the fall of 1871, the company by resolution adopted the plan and specifications of W. T. Casgrain, then connected with the U. S. engineer corps. That plan, map and specifications were very carefully prepared, and provided for a revetment upon both sides of the canal throughout its entire length. Owing to the destruction of that plan, map, and specifications in the Chicago fire of 1871, Captain Casgrain prepared, under the direction of Major D. C. Houston, U. S. corps engineer, a new map and specifications from such field notes and data as he had preserved, which map and specifications are filed in the office of Major H. M. Robert, U. S. engineer corps, who is the successor to Major Houston, and provide for a revetment as above stated.

In May, 1872, a contract was let for the first quarter of the work, to be constructed according to this plan and specifications. The first quarter's work was accepted by the state inspector, and a patent issued to the company for thirty-two thousand three hundred and forty-two and twenty-nine one-hundredths acres of the land granted by congress to the state, but that portion of the work was not revetted.

Fifth. Chapter 105 of the general laws of 1868, by which the lands granted by congress to aid in the construction of this canal were conferred upon the company, provided that when the governor of the state is satisfied that the company has done one-fourth, one-half or three-fourths of the work required in constructing such canal, he shall certify the same, and in such certificate "shall determine the portion of said lands the said company has become entitled to in consideration of said work so done," and that thereupon the commissioners of the school and university lands, shall convey by patent to the company "said proportion of said lands respectively, as selected by said company."

A controversy having arisen between the company and the commissioners of the school and university lands in regard to the meaning of this statute, the company claiming that they were entitled to one-fourth in quantity of the lands granted, that is, in acres, to be selected by the company, and the commissioners claiming that the company was only entitled to one-fourth in value of the lands, the company applied for a mandamus to compel the commissioners to issue to the company a patent of one-fourth in quantity of the lands. The case is reported in thirty-fourth Wisconsin, page 182.

State ex rel. Sturgeon Bay and Canal v. Commissioners of School and University Lands, and the opinion of the supreme court upon that subject will be found at length at the place indicated above. A brief extract from that opinion will perhaps be sufficient for the purposes of this report. "The court experiences no difficulty, therefore, in saying that it is one-fourth part in value of the lands to which the relator is entitled, provided, upon consideration of the whole and every part of the statute, and of the act of congress donating the lands, such seems to have been the legislative intent.

It is not to be questioned, we think, that the intention clearly manifested by congress in making the grant, and by the legislature of the state in accepting it (which, though it may have the power to defeat the object of congress by disposing of the lands without the making or completion of the improvement, has shown no such purpose or disposition) favors the construction put upon the statute by the respondents, and contended for by the attorney general who represents them. The legislature has indicated its purpose to give effect to the will and expectation of congress, and faithfully to execute the trust reposed in the state by the very words of the statute under consideration, which require the governor to satisfy himself that the "work has been done in accordance with the requirements of this act and of the act of congress aforesaid."

"The spirit and policy of the acts, both of congress and of the legislature, seem to demand, therefore, the construction given by the commissioners, unless such construction is repugnant to particular words of the statute establishing a contrary intent. They demand such construction, because otherwise, upon the facts returned by the commissioners, the object of congress and of the state in donating any part of the lands may be ultimately defeated. Other circumstances being equal, or not preventing, that construction is always best which will best subserve the great primary object of the law giver."

Sixth. After the delivery of this opinion, joint resolution No. 6, A., was passed and approved March 7, 1874, found in the general laws of 1874, page 770, which provided for the appointment of three commissioners to divide the lands granted by congress into four classes, first, second, third and fourth, and to put a valuation upon the lands in each class, and providing that after such classification and valuation had been made, the company should have the right to select from any and all the classes an amount of land equal to one-fourth of the whole amount thus valued.

Jt. Res. No. 6, A.,

In relation to the Sturgeon Bay and Lake Michigan Canal and Harbor of Refuge.

*Resolved by the assembly, the senate concurring,* That the school land commissioners are hereby authorized and directed, whenever application is made to them by said Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company, so to adjust all differences now existing respective of a division of the land grant and the delivery of a deed of one-quarter in value of the same to said company, as will substantially do justice both to the state and the canal company, and to that end to name a commissioner to appraise said land, in connection with a commissioner to be named by the canal company; which commissioner thus named shall fix a value to all of said lands by sections and fractional sections, from the best evidence to be obtained without a personal examination of the land; and from such evidence the commissioners so appointed shall classify the lands into four classes as to the value, and after such classification shall have been made, the canal company shall have the right to select from any or all of the four classes, an amount of land equal to one-quarter of the value of the whole

amount as thus valued, and in case the two commissioners so appointed shall fail to agree upon the value of any of the land, the school land commissioners shall decide the disputed question. And when the commissioners shall have so appraised the lands, and so classified the same, and the canal company have made such selection and certified the same to said school land commissioners, then the school land commissioners shall deed to said canal company the said land so selected by it. The compensation of the examining commissioners shall be determined and paid by said canal company."

Approved March 7, 1874.

In this connection, your committee refer to the report of a committee of investigation, appointed in accordance with chapter 286 of the laws of 1876, found on page 50 of the secretary of state's report for 1876, from which the following is an extract: "Your commission believe that the first and second class lands were appraised too low, and the third and fourth class too high. Inasmuch as the company selected almost entirely from first class lands, we believe they have obtained a patent for more than one-fourth in value of the entire grant. We arrive at this conclusion from the testimony taken, which proves that a large amount of the land classified as third and fourth class is worthless, containing no pine and being unfit for agricultural purposes, and that a considerable portion of the first and second class land is worth more than the average price fixed by the appraisers." In accordance with this resolution, the lands were divided into four classes. They valued the lands in the different classes as follows:

First class.....	\$4 50 per acre.
Second class.....	8 50 per acre.
Third class.....	2 50 per acre.
Fourth class.....	1 50 per acre.

Under the patent of lands granted the company at the completion of the first quarters work as stated above, thirty-two thousand three hundred and forty-two and twenty-nine one-hundredths acres of land were conveyed to the company, which were estimated by the commissioners to be one-quarter in value of the total grant.

After the decision of the supreme court in the thirty-fourth Wisconsin, referred to above, and after Jt. Res. No. 6, of 1874, and after the land had been classified and valued as provided by such resolution, chapter 88 of the laws of 1878 was enacted, by the terms of which the company was entitled to demand and receive, under the certificate that a second quarter of the work had been completed, a patent for a sufficient number of acres to make the total amount patented to the company, under the patents issued for the first and second quarters of the work, equal to one-half of the total grant, or, in the aggregate, one hundred thousand acres.

A reference to this law will show that if it was not designed to evade the decision of the supreme court in the thirty-fourth Wisconsin, quoted above, and to do precisely what the supreme court said that, up to the time of the decision of that case, the legislature had manifested no purpose or disposition to do, viz.: "defeat the object of congress, by disposing of the lands without the making or completion of the improvement;" it certainly may, and perhaps will have that effect. For of the one hundred thousand acres hitherto patented to the company for the first two quarters' work —

89,962.79 acres were of the 1st class, valued at.....	\$179,832.46
27,800.13 acres were of the 2d class, valued at.....	95,550.40
19,801.07 acres were of the 3d class, valued at.....	49,602.67
10,846.62 acres were of the 4th class, valued at.....	17,019.93

Of the lands left —

2,018.41 acres are of the 1st class, valued at.....	\$9,082.84
11,049.90 acres are of the 2d class, valued at.....	38,674.65
55,188.90 acres are of the 3d class, valued at.....	137,959.75
88,807.10 acres are of the 4th class, valued at.....	49,960.74

It should be remarked that the valuations referred to are those made by the commissioners about the year 1874, pursuant to Jt. Res. No. 6. of 1874. It is also worthy of remark that the lands selected by the company hitherto have been taken chiefly from the upper class lands. It is more than doubtful whether the company has not already received far more than one-half of the value of the grant. It was stated to the committee by the land commissioner of the company and by the secretary of the company, that the lands not yet patented are not worth to exceed in value, one-half of the appraisalment.

It was also stated that if they were allowed to take a patent for the third quarter's work, under the law of 1878 of course the company would choose the best lands now unpatented, i. e., fifty thousand acres. This would leave fifty thousand acres with which to complete the fourth and last quarter's work. It was further stated that of the one hundred thousand acres now unpatented, about thirty thousand acres are practically worthless. If from the one hundred thousand acres now unpatented the company is permitted to choose fifty thousand acres of the best lands, in payment for the third quarters work, there will be left with which to complete the fourth and last quarter's work about thirty thousand acres, admitted to be worthless, and twenty thousand acres inferior to all that has been previously patented.

It seems to the undersigned too plain for argument, that under the law of last winter, chapter 88, laws of 1878, the trust fund held for the purpose of securing the completion of the work, has already been seriously impaired, and will be rendered practically of very little value if the company can select under it at will, fifty thousand acres of the choicest lands now unpatented, especially is this true in view of the further statement made by the land commissioner of the company, that the estimate of the secretary of state, as to the total value of the lands now unpatented, viz., \$235,678, is double its real value. If that is correct, the real value of the lands yet unpatented, does not exceed \$117,500.

If the one hundred thousand acres yet unpatented for do not exceed in value \$117,500 (other information makes the value far less), and if a patent of fifty thousand acres of the best lands left is granted the company for the third quarter's work, how much will the balance, consisting of thirty thousand acres, of no value at all, and twenty thousand acres, inferior to all lands hitherto patented, be worth?

"Seventh. In May, 1877, the contract for the last three-fourths of the work was let to the present contractor, O. B. Green. No advertisement that bids for doing the work would be received, was published. The opportunity to bid was given privately to a few individuals, and the contract was awarded to O. B. Green, the present contractor. After the contract had thus been submitted to bids, and awarded to O. B. Green, the specifications were changed to provide for the payment of the contractor for dredging by scow measurement instead of by prism measurement, which the committee is informed made a difference in favor of the contractor of about 25 per cent.; prism measurement is measurement of the earth as it lies in its natural bed; scow measurement is measurement after it has been removed from its natural bed, and experience has shown that earth increases in measurement after removal from its natural bed, to the amount above stated. The same quantity of earth occupies less space before it is disturbed than it does after removal.

Eighth. In the two years since the contract was let, payment in cash to the contractor, O. B. Green, has been made to the amount of ninety thousand dollars and upwards, and there is yet due the contractor a drawback of about ten thousand dollars.

Ninth. By an act of congress, subsequent to the one conveying the original grant, the general government assumed the duty and responsibility of constructing at its own expense the Harbor of Refuge and breakwater at the Lake Michigan end of the canal, whereby the state and all parties connected with the improvement were relieved from the construction of certain pier work, the construction of which was one of the original condition of the grant, and would have involved an expenditure of a large sum of money.

Tenth. Of the one hundred thousand acres already patented to the company, there are still unsold and belonging to the company over fifty thousand acres, and there have been sold by the company forty-eight thousand acres for about one hundred and sixty-one thousand dollars. The company has received from the state about forty thousand dollars, collected by the state for trespasses committed upon lands included in the grant. In view of the facts above stated, the laws referred to, and the decisions of the supreme court of the United States, and of the supreme court of this state hereinbefore quoted, it is the opinion of the members of the committee who sign this report, that it is the duty of the state of Wisconsin to see that the lands granted by act of congress are faithfully applied to the construction and completion of the improvement for which they were granted, in a good and workmanlike manner in accordance with the map, plan and specifications made by a United States engineer (who is now the engineer of the company), and reported by him to the United States engineer corps. This would of course include the retvetting or docking of the entire length of the canal as contemplated by the original plan, and without which, in our opinion, the canal will never be safely, thoroughly and permanently completed. Nothing should be omitted which will secure the purpose for which the grant was made by the general government. Nothing should be exacted of the company which is unnecessary or oppressive to the company.

The legislature of the state of Wisconsin is in duty bound to see that justice is done to both the company and the general government. It is the guardian of good faith and honor of the state. It is the protector of the rights of the humblest citizen of the state, whether that citizen is an individual or a corporation. It is also the duty of every citizen to obey the laws of the state. One of the duties resting upon the company is to keep its general offices within the state, and it has been so decided, judicially, as will be seen by the following quotation.

"It is the duty of a private corporation to keep its principal place of business, its records and the residence of its officers so located as to render it accessible to the process and to the exercise of the visitatorial power of the state by which it is created; and a forfeiture may be adjudged for violation of this common law obligation." State ex rel. Attorney General v. Milwaukee, Lake Shore and Western Railroad Company, Northwestern Reporter, October 26, 1878.

Another is to complete the work in a good and workmanlike manner, according to the purpose of the grant made, and when that work is so completed, or completed proportionally, the company is entitled to receive a ratable proportion of the value of the lands granted, and not before.

To accomplish these purposes, bills No. 97, A., and No. 303, A., and joint resolution No. 15, A., should be passed, and we therefore recommend their passage.

All of which is respectfully submitted.

EDWARD C. WALL,  
JOHN RINGLE,  
H. FLINN.

## REPORTS OF SELECT COMMITTEES.

The Select Committee consisting of the St. Croix County Delegation, to whom was referred  
No. 349, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively, June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

Have had the same under consideration, and report the same



back with amendments, and recommend its passage when so amended.

JAMES HILL,  
*St. Croix Co. Delegation.*

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The Select Committee, to whom was referred various and sundry petitions and memorials, to wit:

Mems. Nos. 1, 9, 10, 40, and Pet. Nos. 16, 20, 38, 120, A.,

Asking to be submitted to a vote at the polls a constitutional amendment prohibiting the manufacture of intoxicating liquors.

Have had the same under consideration, and report them back with the recommendation that the prayer of the petitioners be granted.

Mr. E. C. Wall dissenting from the recommendation.

Mem. No. 45, A.,

A remonstrance of Temple of Honor No. 168, against said amendment.

ELIHU BAILEY,  
*Chairman.*

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Special Committee, consisting of Rock county delegation, to whom was referred

No. 273, A.,

A bill relating to the distribution of public documents, and amendatory of section 357 of chapter 22 of the revised statutes of 1878.

Report the same back with substitute, and recommend that the substitute do pass.

A. P. LOVEJOY,  
*Chairman.*

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The Select Committee, to whom was referred

No. 403, A.,

A bill relating to legalizing the action of the Wisconsin legislature of 1879.

Report the same back with the recommendation that the same be preserved for future use.

H. FISCHER,  
*Chairman.*

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The Select Committee, to whom was referred

No. 377, A.,

A bill to incorporate the city of Seymour.

Have had the same under consideration, and report the same back with the recommendation that it do pass.

FRANCIS STEFFEN,  
*Chairman.*

The Milwaukee Delegation, to whom was referred

No. 131, S.,

A bill to amend the charter of the city of Milwaukee.

Have had the same under consideration, and report it back with amendment, and concurrence recommended when so amended.

E. B. SIMPSON,  
*Chairman.*

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The Special Committee, to whom was referred

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns.

Have had the same under consideration, and report it back with the recommendation that it do pass, also that it be printed.

JAMES HILL,  
*Committee.*

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So ordered.

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The Select Committee, to whom was referred

No. 134, A.,

A bill to provide for the laying out of a state road in the counties of Waupaca, Shawano and Oconto.

Report the same back, and recommend its indefinite postponement.

D. H. PULCIFER,  
*Committee.*

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The Select Committee, to whom was referred

No. 297, A.,

A bill to change the boundaries of Shawano county.

Would report the same back and recommend its passage.

D. H. PULCIFER,  
*Committee.*

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The Milwaukee Delegation, to whom was referred

No. 331, A.,

A bill to authorize the city of Milwaukee to improve the sewerage system of said city.

No. 353, A.,

A bill to enable the city of Milwaukee to construct intercepting sewers.

Have had the same under consideration, and report back to the house with the recommendation that they be each and severally indefinitely postponed.

Messrs. Simpson and Wall dissenting as to No. 353, A.

E. B. SIMPSON,  
*Chairman.*

The Select committee, to whom was referred

No. 238, A.,

A bill to legalize the acts of the commissioners appointed to lay out and establish a state road through the counties of Pepin, Pierce, St. Croix and Polk,

Have had the same under consideration, and report it back and recommend that it be indefinitely postponed.

A. D. ANDREWS, *Chairman.*

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred in assembly amendments to

No. 106, S.,

A bill to legalize the official acts of David Buglass, a justice of the peace in and for Juneau county.

No. 41, S.,

A bill to establish a municipal court in the city of Wausau and county of Marathon, and to repeal chapter 146, general laws of 1876.

No. 65, S.,

A bill in relation to public notices.

No. 46, S.,

A bill to amend sections 3329 and 3330 of chapter 143 of the revised statutes of 1878, entitled of liens.

No. 77, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across Red Cedar river in Burnett county.

No. 78, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across the Yellow river in Barron county.

No. 177, S.,

A bill to provide for the compensation of certain additional employees in the legislature for 1879.

No. 67, S.,

A bill to provide for laying out, establishing and building a state road from the city of Grand Rapids, in the county of Wood, to the city of Stevens Point, in the county of Portage.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 65, A.,

A bill to authorize the town of Luck, Polk county, to borrow money.

No. 103, A.,

To appropriate a certain sum of money therein named to the attorney general.

No. 134, A.,

A bill to enable the city of Racine to readjust its corporate debt.

No. 160, A.,

A bill to legalize the acts of town treasurers and sheriffs in making the collection of taxes and in the return of unpaid taxes.

No. 221, A.,

A bill relating to the chamber of commerce of Milwaukee, and amendatory of its charter.

No. 231, A.,

A bill to authorize the county of Trempealeau to borrow money.

No. 261, A.,

A bill to provide for the laying out a state road from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, in the town of Green Bay, in Brown county.

No. 269, A.,

A bill to amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts.

No. 361, A.,

A bill to repeal chapter 103 of the general laws of 1877, entitled an act relating to the license fund received by the city of Chippewa Falls, and the acts amendatory thereof.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has amended, and concurred in as amended

No. 51, A.,

A bill to lay out and establish a state road from the village of Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau.

No. 165, A.,

A bill to confer certain powers upon the cities and incorporated villages of the state of Wisconsin, in respect to the use of their streets and alleys.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 287, A.,

A bill relating to fencing, the Pine River Valley and Stevens Point railroad.

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in

Jt. Res. No. 15, S.,

Requesting the governor to return bill No. 121, S., for further consideration.

And has concurred in the assembly amendment to

No. 26, S.,

A bill to authorize Carl B. Long and Alfred E. Long to erect and maintain a dam in and across the Yellow river, in Wood county.

And has refused to concur in

Jt. Res. No. 6, A.,

Amending the constitution and providing for biennial sessions of the legislature.

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

Jt. Res. No. 20, A.,

Providing for a salute of 100 guns to-morrow, Feb. 22d.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

Jt. Res. No. 19, A.,

Requesting the governor to return No. 88, A., for further consideration.

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On motion of Mr. Spence,  
No. 407, A.,

A bill to amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

Was referred to joint committee on Assessment and Collection of Taxes.

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## SENATE BILLS READ FIRST AND SECOND TIMES AND REFERRED.

To general file.

No. 60, S.,

A bill to amend the act entitled an act to establish and maintain a public library in the city of Milwaukee, approved February 7, 1878.

No. 136, S.,

A bill to facilitate the execution of trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5, 1873, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

No. 191, S.,

A bill to cheapen the cost of text-books, accompanying the report of the committee on Education.

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## ASSEMBLY BILLS ON THEIR THIRD READING.

No. 14, A.,

A bill to regulate the times of holding the circuit court in Juneau county.

No. 52, A.,

A bill to repeal section 1181 of chapter 50 of the revised statutes of this state, relating to the foreclosure of tax sale certificates and sale of lands therein mentioned.

No. 75, A.,

A bill relating to elections, and amendatory of section 27 of chapter 5 of the revised statutes of 1878.

No. 95, A.,

A bill relating to election returns, and amendatory of section 44 of chapter 5 of the revised statutes of 1878.

No. 126, A.,

A bill to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

Were severally read a third time and passed.

No. 352, A.,

A bill relating to the charter of the city of Portage, and amendatory of section 8 of chapter 8 of section 122 of the laws of 1876.

Was read a third time and passed, and the title amended to read as follows:

A bill relating to the charter of the city of Portage, and amendatory of chapter 121, laws of 1876.

Mr. Keogh asked leave to introduce a resolution.

Which was granted.

Jt. Res. No. 20, A.,

*Resolved by the assembly, the senate concurring,* That the proper state authorities be instructed to have a salute of 100 guns fired, at some convenient point in the city of Madison, to-morrow, February 22d, 1879, in honor of George Washington, the father of this republic.

Which was adopted.

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Mr. Ellinwood moved to reconsider the vote by which the house decided to adjourn to Monday evening at 7:30 o'clock.

Mr. Keogh moved to lay the motion on the table,

Which motion was agreed to.

Mr. Spence moved to amend

No. 102, A.,

A bill to repeal sections 1636, 1637, 1638 and 1630 of the revised statutes, entitled of dogs and wild animals.

By striking out the words "dogs and," where they occur in section 1, and in the title.

Mr. Melvin moved to lay the motion on the table.

Lost.

And the amendments were adopted.

The bill was read a third time, and

The ayes and noes being ordered, the bill was passed.

The vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Barter, Bentley, Bottum, Carel, Carey, Carter, Davison, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Frank, Gallett, Geise, Gilbert, Gray, Greening, Haugen, Hemschemeyer, Hill, Hutchinson, Johnson, Lovejoy, Mason, Masse, McRae, Mills, Muckerheide, Murphy, O'Flaherty, Ostrander, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Vincent, W.

J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams and Zander — 55.

Noes — Messrs. Barry, Bradley, Burdge, Cady, Condit, F. T., Condit, J. D., Cox, DeGross, Dewing, Eastman, Ellinwood, Flinn, Hart, Hemmi, Keogh, Markham, Melvin, Mitchell, Nichols, Peterson, A., Withee and Mr. Speaker — 22.

Absent or not voting — Messrs. Bailey, Blackstone, Brindley, Bullock, Carter, Clark, Coe, Ford, Gardiner, Ingram, La Due, Lewis, McDill, Mullooney, Petersen, J. C., Post, Pulcifer, Reynolds, Spiering, Thomas and Vincent, G. R. — 21.

No. 46, A.,

A bill to provide for the purchase of certain digests of Wisconsin reports.

Was read a third time and passed, the vote being as follows:

Ayes — Messrs. Allan, J., Allen, A. C., Barry, Barter, Bentley, Bradley, Burdge, Cady, Caryl, Carey, Carter, Clark, Condit, F. T., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Flinn, Gallett, Gardiner, Geise, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Johnson, Keogh, Lovejoy, Markham, Masse, McRae, Melvin, Mills, Muckerheide, Murphy, Nichols, Ostrander, Pulcifer, Quarles, Raesser, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Steffen, Thelen, Wall, E. C., Wall, W., Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 63.

Noes — Messrs. Peterson, A., Vincent, W. J., and Washburn — 3.

Absent or not voting — Messrs. Ausman, Bailey, Blackstone, Bottum, Brindley, Bullock, Coe, Condit, J. D., Field, Fischer, Fitzgerald, Fleming, Ford, Frank, Gilbert, Ingram, La Due, Lewis, Mason, McDill, Mitchell, Mullooney, O'Flaherty, Petersen, J. C., Post, Reynolds, Ringle, Spiering, Theisen, Thomas, and Vincent, G. R. — 31.

## BILLS REPORTED BY A COMMITTEE OF THE WHOLE CONSIDERED.

Mr. Pulcifer moved to indefinitely postpone

No. 34, A.,

Mr. Bradley moved to postpone till Tuesday next.

Which prevailed.

Nos. 115 and 241, A.,

Were indefinitely postponed.

Nos. 116, 181 and 184, S.,

Were ordered to a third reading.

Mr. Masse asked leave to introduce a resolution,

Which was granted.

Res. No. 41, A.,

*Resolved*, That 200 extra copies of this evening's journal be printed.

Adopted.



The committee on Railroads asked and obtained leave to report at this time.

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The committee on Railroads, to whom was referred  
No. 305, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5th, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

Have had the same under consideration, and respectfully report the same back to the assembly, and recommend its passage.

The committee in presenting this report, desire to say that the bill introduced in the senate was the same in every respect as bill 305, A. Certain amendments were recommended by the senate committee, which were satisfactory to the friends of the bill and were adopted by the senate.

The bill as it finally passed the senate has been printed, and is on the desks of the members. This measure being one of considerable importance, it has received a very careful consideration. All parties favoring or opposing the measure have been granted a full hearing. It has occupied the entire attention of the committee on two afternoon sessions and part of a third, and has been discussed by the friends and the opponents of the bill in all its aspects.

The following are some of the reasons which have influenced the minds of the committee in recommending the passage of the bill:

1. It was the intention of the land grant that it should aid in the construction of the railroad; the lands were to be used exclusively for that purpose.

Unless sufficient exemption is granted to enable the company to sell lands enough to afford large aid in construction, the object and intent of the land grant are defeated, and, unless relief is granted, the company is deprived of all the advantages offered in the grant. This appears to the committee to be unfair, if not dishonest, and would certainly be in bad faith towards the gentlemen who have invested their money in this enterprise.

2. It appears that the road was not completed, and all the lands earned, until the exemption granted to the company had expired. The time which had elapsed since the lands were patented averages about four years, and the company has practically since that time had the benefit of only two years of exemption. This is not sufficient to afford the company any such aid as was intended by the land grant act and the charter of the company.

3. Under this bill the company is not exempt from license fees, and is bound to pay annually into the state treasury for distribution among those counties and towns where the exempted lands lie, a sum equal to one dollar for every forty acres. This, at an average valuation of one dollar per acre (which would be a high valuation for the lands of that company, as stated by gentlemen who are not connected with the railroad, but who are evidently fully informed in regard to the matter), would be equivalent to a tax of two and

one-half per cent. The committee consider this as much as the railroad company ought to be obliged to pay.

4. The committee has heard from a large number of the most prominent tax-payers upon the line of the road, and from many other residents there who are interested in this bill, and they are satisfied that, while there are many who oppose its passage, yet the bill as it *now stands* will be satisfactory to a large majority of those who pay the taxes in that portion of the state.

5. The state of Wisconsin has received great benefits through the building of this road; taxable property has been created, amounting to millions of dollars; this has cost the state nothing but the exemption from taxes, for a few years, of certain lands which, but for the building of this road, would never have been taxable.

Good faith and fair dealing demand that some relief be granted to this company, and the terms of this bill appear to be so fair and so eminently just, that the committee most heartily recommend its passage. Messrs. Bradley and Steffen dissenting.

D. H. PULCIFER,  
*Chairman.*

No. 51, S.,

Was ordered read a third time.

Mr. Carel moved that all rules be suspended and the bill put on its passage.

Which motion prevailed and the bill was read a third time and passed.

Nos. 80 and 108, S.,

Were amended and ordered to a third reading.

Mr. Scanlon asked and obtained leave to introduce

Res. No. 43, A.,

*Resolved*, That the Oconto County Delegation, to whom was referred senate bill No. 134, be and they are hereby ordered to report the said bill at once.

Adopted.

Nos. 29, 200, 224, 284, 295 and 315, A.,

Were severally indefinitely postponed.

Mr. Keogh here asked and obtained leave to introduce

Res. No. 42, A.

*Resolved*, That the Select committee consisting of the gentleman from Milwaukee, Mr. Widule, to whom was referred

No. 328, A.,

A bill to establish a board of police and fire commissioners for the city of Milwaukee.

Be requested to report said bill back to the assembly for action.

Which was adopted.

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Mr. Williams moved to adjourn,

Which was lost.

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On motion of Mr. Spence,

The assembly resolved itself into a

## COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. E. C. Wall in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

**Mr. SPEAKER:**

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report sundry bills to the assembly for consideration.

No. 66, A.,

A bill to amend section 3329 of the revised statutes, relating to liens upon logs and timber.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes of 1878.

No. 255 A.,

A bill to authorize John E. Glover to build and maintain a dam across the south fork of Clam river, in Polk county, Wisconsin.

No. 358, A.,

A bill relating to the city of Beloit, and authorizing the purchase of additional cemetery grounds in that city.

No. 163, A.,

A bill to impose certain penalties upon county officers for violating certain provisions of law.

Without amendments.

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BILLS REPORTED BY A COMMITTEE OF THE WHOLE  
CONSIDERED.

Nos. 66 and 255, A.,

Were ordered engrossed and read a third time.

No. 204, A.,

Was, on motion of Mr. E. C. Wall, postponed till Tuesday next.

No. 358, A.,

Was amended and ordered engrossed and read a third time.

No. 163, S.,

Was ordered to a third reading.

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Mr. Carter moved that the vote by which

No. 66, A.,

Was ordered engrossed and read a third time, be reconsidered.

Which prevailed.

Mr. Carter moved that the bill be indefinitely postponed.

Which was agreed to.

Mr. Widule made a report as follows:

The Select Committee of one, to whom was referred

No. 328, A.,

Have had the same under consideration, and recommend that the same be indefinitely postponed, and that the same be referred to me for my own use.

C. WIDULE,  
*Committee.*

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Mr. Keogh moved to suspend the rules and consider the report of the committee,

Which motion was adopted.

Mr. Keogh moved to indefinitely postpone the bill.

Carried.

Mr. E. C. Wall moved that the vote by which No. 328, A., was indefinitely postponed be reconsidered, and to lay the motion for reconsideration on the table.

Which prevailed.

On motion of Mr. Ringle,

Nos. 305, A., and 136, S.,

Were made special order for Tuesday, at 11 o'clock.

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On motion of Mr. J. Allan,  
The assembly adjourned.

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MONDAY, FEBRUARY 24, 1879.

7:30 o'clock P. M.

The assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGross, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemmeyer, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Quarles, Reynolds, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering,

Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Zander and Mr. Speaker.

Absent — Messrs. Bullock, J. D. Condit, Dewing, La Due, Raesser, Spence and Withee.

Absent with leave — Messrs. Johnson, Mallowney, Nichols, A. Peterson, Post, Ringle, Thomas and Williams.

Leaves of absence were granted to Messrs. Raesser, Withee and J. D. Condit till Tuesday morning, to Mr. Bullock till Wednesday evening, and to Messrs. Dewing and Spence till Tuesday evening.

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### RESOLUTIONS INTRODUCED.

By Mr. F. T. Condit:

Res. No. 44, A.,

*Resolved*, That for the remainder of the present session, all applications for leave of absence for any longer time than twenty-four hours, be referred, before action by the house, to some standing committee named by the speaker, for consideration, and that such committee be instructed to take early consideration of all such applications, and to make early report to this house as soon thereafter as possible.

Laid upon the table.

By Mr. Ellinwood:

Res. No. 45, A.,

*Resolved*, That two thousand copies of the majority and two thousand copies of the minority reports of the Joint Select committee, to whom was referred joint resolution No. 11, S., be printed for the use of the assembly.

Adopted.

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### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Ingram:

Mem. No. 170, A.,

Petition of Mrs. Daniel Shaw, Mrs. William Anderson, and one hundred and fourteen others, asking for the passage of the constitutional amendment prohibiting the manufacture and sale of intoxicating drinks.

To General File.

By Mr. Bailey:

Mem. No. 171, A.,

Memorial of the Wisconsin Phonological Institute for Deaf Mutes, Milwaukee, Wis.

*To the Honorable, the Legislature of the state of Wisconsin:*

The undersigned members of the board of trustees of the Wisconsin Phonological Institute for Deaf Mutes, a private institution located in the city of Milwaukee, beg leave respectfully to represent to your honorable body, that about one year ago, a number of citizens who had become deeply impressed with the necessity and importance of taking steps toward the improvement of methods of educating deaf mutes in our state, and of providing therefor, organized themselves for that purpose, and have become incorporated under the above name.

Their special object is to show the superiority of the articulate over the ordinary sign method of educating deaf mutes.

The advantages of articulate speech over any and all other forms of language are unquestioned and unquestionable. To be deprived of this power is universally and justly regarded as among the most serious of human misfortunes, and hence to restore it may be deemed one of the greatest of human benefactions.

Experience in European countries, and in some of our eastern states, has fully demonstrated that deaf mutes can be taught articulate speech with entire success, so that it can be readily used in the ordinary intercourse and business of life.

The duty of the state suitably to provide for the education of deaf mutes is not less imperative than its obligations to establish and maintain appropriate systems of education for other classes of persons. This duty our state has done itself the honor to practically acknowledge by establishing and providing for the support of the deaf and dumb asylum at Delavan.

In that institution, however, the sign language method of education prevails. Not only so, but in the light of experience and sound judgment, it is deemed impracticable to introduce and successfully carry out both the sign and articulate methods in the same institution at the same time. Furthermore, the newness of the articulate method to our people, and the consequent doubt that may exist in the public mind regarding it, made it appear necessary that some provisional movement should be made with a view to proving in our own state the superiority of the articulate over the sign method.

The movement has been generously aided and encouraged by benevolent public spirited citizens who have given liberally of their means, time and labor. They now feel, however, that the point has been reached where the public good requires that the enterprise should be brought more immediately to the attention of the state, to the end that such action may be taken by the state with reference to the matter as is demanded by its duty toward a large number of unfortunates not now provided for.

His excellency, Governor Smith, in his late annual message, has been pleased to favorably direct attention to our institution and objects. The part of his message relating to this matter was by resolution, both in the senate and assembly, referred to the committee on Education in each, in pursuance of which the committee on Education in the assembly has recently honored our institution with a visit for the purpose of examining into its methods and claims. It

is confidently believed that their observations and the information which they obtained were sufficient to satisfy their minds that our objects are worthy of the most favorable consideration of the state.

We are, however, aware that the constitutional right of the state to grant directly or indirectly aid of any kind to private institutions or objects is, to say the least, a question of such grave doubt and serious moment, that as good citizens we do not think it right for us to ask or for the state to appropriate moneys or property in any manner to aid our institution or to encourage its objects so long as it retains its private character.

In view, however, of the fact, that it is the purpose of our institution to prepare the way for the state to intelligently, suitably and safely improve its methods of educating deaf mutes, and of enlarging its facilities for meeting the wants of and discharging its duties toward this class of persons, we deem it proper to ask of your honorable body, that you will at this time take such action as may be necessary to authorize and instruct your committees on Education and Charitable Institutions, also the state board of charities, to visit our institution from time to time, and report upon the same, especially as to the comparative merits of the articulate and sign methods of educating deaf mutes.

In conclusion, permit us to add that whenever the time shall arrive when the state can consistently relieve us of a responsibility which it is her duty to assume, we shall willingly surrender all of value that our institution may possess, to be owned and controlled by the state in carrying out the articulate method of educating deaf mutes.

MILWAUKEE, February 20, 1879.

BERNHARD STERN,  
*President.*

ROBERT C. SPENCER,  
*Vice President.*

P. L. DOHMEN,  
*Financial Secretary.*

D. P. LUENING,  
*Recording Secretary.*

L. TEWELES,  
*Treasurer.*

ANSON C. ALLEN,  
JACOB E. SINGER,  
ADOLPH MEINECKE,  
EMIL WALLBER,  
ERNST VITTAR,  
C. TRIESCHMANN,  
J. J. SOMERS.

## EXECUTIVE COMMUNICATION.

STATE OF WISCONSIN,  
*Executive Department,*

MADISON, Feb. 21, 1879.

*To the honorable, the assembly:*

Complying with the request contained in Jt. Res. No. 18, A., I have the honor to return herewith for your further consideration, bill No. 108, A., relating to public schools in the city of Watertown.

WILLIAM E. SMITH.

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has indefinitely postponed

Jt. Res. No. 10, A.,

Relating to the donation to the state of Wisconsin by Ex-Gov. Washburn of his Edgewood property.

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred in the assembly amendments to

No. 51, S.,

A bill to incorporate the city of Ahnapee.

And has concurred with the assembly in

No. 109, A.,

A bill to amend the city charter of Plymouth.

No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

No. 250, A.,

A bill for the relief of James S. Wells.

M. C. No. 6, A.,

Memorial to congress for an appropriation to aid in the construction of a public bridge across Buffalo lake, in the town of Packwaukee, in the county of Marquette and state of Wisconsin.

M. C. No. 2, A.,

In relation to harbor improvements.

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Mr. Flinn moved that the message from the governor be now taken up and considered.

Which motion prevailed.

Mr. Flinn moved that the vote by which.

No. 108, A.,

A bill to amend an act to revise and amend an act, entitled an act in relation to public schools in the city of Watertown, approved March 15, 1856, and the several acts amendatory thereof; and to repeal chapter 140 of the laws of 1856, and all acts amendatory thereof, relating to public schools in the city of Watertown, approved March 15, 1856.

Was concurred in, be reconsidered.

Which was agreed to.

Mr. Flinn then offered the following amendment to the bill:

Amend section 1 of bill by striking out the words "said act," where they occur in the first line of section 32, and insert the words "chapter 171 of the laws of 1878."

Also, insert "section 32" before the words "whenever in the opinion of."

Which amendment was adopted.

The bill was then passed and the title amended so as to read,

A bill to amend section 32 of chapter 171 of the laws of 1878, relating to the public schools of the city of Watertown.

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## REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 107, A.,

A bill relating to the civil rights of discharged convicts.

Have had the same under consideration, and referred the same to Hon. Geo. L. Frost, a member of the committee, to report a substitute therefor; that said bill was in the hands of Mr. Frost at his decease, and has but just come into the hands of the committee, and the committee have instructed me to report the same back without recommendation.

W. E. CARTER,  
*Chairman.*

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Mr. Washburn moved to reconsider the vote by which

No. 244, A.,

A bill to amend an act to incorporate the city of Oconomowoc.

Be reconsidered.

Which motion prevailed.

And on motion the further consideration of the bill was postponed till to-morrow morning.

Mr. Hill moved that

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns,

Be taken from the general file and referred to joint committee on Claims.

Which was agreed to.

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### SENATE MESSAGE CONSIDERED.

Jt. Res. No. 15, S.,

Requesting the governor to return No. 121, S.,

Was concurred in.

The senate amendments to

No. 51, A.,

A bill to lay out and establish a state road from the village of Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau.

No. 165, A.,

A bill to confer certain powers upon the cities and incorporated villages of the state of Wisconsin in respect to the use of streets and alleys.

Were concurred in.

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### SENATE BILLS ON THEIR THIRD READING.

No. 80, S.,

A bill to authorize O. J. Haywood and W. E. McCord to build a dam across and otherwise improve Little Chief river, in Chippewa county, Wisconsin, for log-driving purposes.

No. 116, S.,

A bill to authorize Wm. McKeath to improve Pine creek in Chippewa county for log-driving purposes.

No. 184, S.,

A bill limiting the amount of school district tax to be levied in any one year.

Were severally read a third time and concurred in.

No. 108, S.,

A bill to amend section 443 of chapter 27 of the revised statutes of 1878, entitled of common schools.

Was amended, and read a third time and concurred in.

No. 181, S.,

A bill to reorganize the Wisconsin Horticultural Society.

Was read a third time and concurrence refused by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Bailey, Barry, Barter, Bottum, Bradley, Brindley, Burdge, Clark, Coe, Condit, F. T., Ellinwood, Flinn, Gallett, Gilbert, Gray, Greening, Hill, Hutchinson, Ingram, Lewis, Mason, McRae, Mills, Mitchell, Ostrander, Pulcifer, Sanderson, Steffen, Theisen, Vincent, G. R., Washburn, Webster and Mr. Speaker — 35.

Noes — Messrs. Ausman, Bentley, Blackstone, Cady, Carel, Carey, Carter, Cox, Davison, DeGross, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Ford, Frank, Gardiner, Geise, Hart, Haugen, Hemmi, Hemschemeyer, Keogh, Lovejoy, Markham, McDill, Mel-

vin, Muckerheide, Murphy, O'Flaherty, Petersen, J. C., Quarles, Reynolds, Root, Sarnow, Scanlon, Simpson, Spiering, Thelen, Vincent, W. J., Widule and Zander—44.

Absent or not voting—Messrs. Bullock, Condit, J. D., Dewing, Johnson, La Due, Masse, Mullowney, Nichols, Peterson, A., Post, Raesser, Ringle, Spence, Thomas, Wall, E. C., Wall, W., Williams and Withee—18.

No. 163, S.,

A bill to impose certain penalties upon county officers for violating certain provisions of law.

Was, on motion of Mr. DeGroff, referred to general file.

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### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 170, A.,

A bill amending section 1972, chapter 89 of the revised statutes of 1878, entitled of insurance companies.

No. 175, A.,

A bill authorizing justices of the peace elected in the several wards of the city of Madison to keep an office and to perform their duties in any part of said city.

No. 276, A.,

A bill to provide for the sale of certain Wisconsin reports.

No. 307, A.,

A bill relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878.

No. 362, A.,

A bill relating to the organization of corporations, and amendatory of section 1780 of the revised statutes.

No. 382, A.,

A bill to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

Were severally read a third time and passed.

On motion of Mr. Murphy,

No. 390, A.,

A bill relating to the Sturgeon Bay Co., and amendatory of section 4 of chapter 228 of the laws of 1876.

Was postponed till to-morrow.

Mr. Carter moved that

No. 7, A.,

A bill to regulate the rate of interest.

Be indefinitely postponed.

Mr. Mills moved that the further consideration of the bill be postponed till Wednesday next.

Mr. Carter moved to amend the motion by making the time two weeks from next Wednesday.

The ayes and noes being ordered, the amendment was rejected by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Blackstone, Bradley, Brindley, Burdge, Carey, Carter, Coe, Condit, F. T., DeGroff, Field, Fischer, Gilbert, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, Markham, Mason, McRae, Pulcifer, Quarles, Sarnow, Simpson, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule and Mr. Speaker—38.

Noes — Messrs. Ausman, Bailey, Barry, Bottum, Cady, Clark, Cox, Davison, Eastman, Eckhardt, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Greening, Hemschemeyer, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Reynolds, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Webster and Zander—41.

Absent or not voting—Messrs. Bullock, Caryl, Condit, J. D., Dewing, Gray, Johnson, La Due, Mullowney, Nichols, Peterson, A., Post, Raesser, Ringle, Sanderson, Spence, Thomas, Williams and Withee—18.

Mr. Mills then withdrew his motion to postpone till Wednesday next.

The question recurring on the indefinite postponement of the bill, Mr. Fitzgerald moved a

#### CALL OF THE HOUSE.

Which, being ordered,

The roll was called, and the following members answered to their names.

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Quarles, Reynolds, Root, Sanderson, Sarnow, Scanlon, Simpson, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Zander and Mr. Speaker.

Absent — Messrs. La Due and Spiering.

Absent with leave — Bullock, Condit, J. D., Dewing, Johnson, Mullowney, Nichols, Peterson, A., Post, Raesser, Ringle, Spence, Thomas, Williams and Withee.

Mr. Mills moved that further proceedings under the call be dispensed with.

Which motion prevailed.

The vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Bentley, Bottum, Bradley, Brindley, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Eastman, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Greening, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, O'Flaherty, Petersen, J. C., Quarles, Reynolds, Root, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Zander and Mr. Speaker — 71.

Noes — Messrs. Barry, Barter, Hart and Pulcifer — 4.

Absent or not voting — Messrs. Blackstone, Bullock, Condit, J. D., Dewing, Eckhardt, Fischer, Gray, Johnson, Keogh, La Due, Mullowney, Nichols, Ostrander, Peterson, A., Post, Raesser, Ringle, Sanderson, Spence, Thomas, Williams and Withee — 22.

The question again recurring on the indefinite postponement of the bill,

The ayes and noes being ordered, the bill was indefinitely postponed by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Blackstone, Bradley, Brindley, Burdge, Carey, Carter, Coe, Condit, F. T., DeGroff, Field, Fischer, Gilbert, Gray, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, Markham, Mason, McRae, Pulcifer, Quarles, Sarnow, Simpson, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule and Mr. Speaker — 40.

Noes — Messrs. Ausman, Bailey, Barry, Bottum, Cady, Clark, Cox, Davison, Eastman, Eckhardt, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Geise, Greening, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Murphy, O'Flaherty, Petersen, J. C., Reynolds, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Webster and Zander — 38.

Absent or not voting — Messrs. Bullock, Caryl, Condit, J. D., Dewing, Gardiner, Johnson, La Due, Mullowney, Nichols, Ostrander, Peterson, A., Post, Raesser, Ringle, Sanderson, Spence, Thomas, Williams and Withee — 19.

No. 338, A.,

A bill to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee.

No. 267, A.,

A bill to provide for sentences to the state prison without fixing the time.

Were read a third time and passed.

Mr. Carter moved to reconsider the vote by which

No. 7, A.,

Was indefinitely postponed, and to lay the motion to reconsider on the table.

Mr. Flinn moved a

## CALL OF THE HOUSE.

Which being ordered, the roll was called, and the following members answered to their names.

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottom, Bradley, Brindley, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGross, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Quarles, Reynolds, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Zander and Mr. Speaker.

Absent — Messrs. La Due and Vincent, G. R.

Absent with leave — Messrs. Bullock, Condit, J. D., Dewing, Johnson, Mullowney, Nichols, Peterson, A., Post, Raesser, Ringle, Spence, Thomas, Williams and Withee.

Mr. Fitzgerald moved that further proceedings under the call be dispensed with.

Which motion prevailed, the vote being:

Ayes — Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottom, Bradley, Brindley, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGross, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Mills, Muckerheide, O'Flaherty, Ostrander, Petersen, J. C., Quarles, Reynolds, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Zander and Mr. Speaker—70.

Noes — Messrs. Allen, A. C., Bradley, Flinn, Melvin, Murphy and Pulcifer — 6.

Absent or not voting — Messrs. Bullock, Carey, Condit, J. D., Dewing, Gray, Hutchinson, Johnson, LaDue, Mitchell, Mullowney, Nichols, Peterson, A., Post, Raesser, Ringle, Spence, Thomas, Vincent, G. R., Webster, Williams and Withee — 21.

Mr. Carter here withdrew his motion to reconsider and lay on the table.

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## REPORT OF THE COMMITTEE OF THE WHOLE LYING OVER CONSIDERED.

No. 55, A.,

A bill to define the crime of vagabondage, and to provide for the punishment thereof.

No. 409, A.,

A bill to regulate the payment of taxes upon telegraph companies.

No. 410, A.,

A bill to regulate taxes upon express companies.

No. 411, A.,

A bill to regulate palace-car companies in this state.

No 286, A.,

A bill to appropriate to the Adams County Agricultural Society a sum of money therein named.

Were severally indefinitely postponed.

No. 63, A.,

A bill relating to the taxation of dogs, and amendatory of section 1624 of chapter 72, revised statutes of 1878.

Was amended, and ordered engrossed and read a third time.

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On motion of Mr. Scanlon,  
The assembly adjourned.

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TUESDAY, FEBRUARY 25, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Pulcifer, Quarles, Reynolds, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent—Messrs. Condit, J. D., Johnson, La Due, Post and Raesser.

Absent with leave—Messrs. Bullock, Mullooney and Thomas.

Leaves of absence were granted

To Mr. Raesser till this evening.

To Mr. Post till Wednesday morning.

To Mr. Condit, J. D., indefinitely.

## LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Haugen:

Mem. No. 172, A.,

Petition of Thomas Browell and 24 others, voters of Pierce county, for submission of constitutional amendment touching the liquor traffic.

To General File.

By Mr. Haugen:

Mem. No. 173, A.,

Petition of O. S. Powell and 19 other voters of Pierce county, for the submission of constitutional amendment touching the liquor traffic.

To General File.

By Mr. Haugen:

Mem. No. 174, A.,

Petition of J. E. Flint and one hundred and four others, voters of Pierce county for submission of constitutional amendment touching liquor traffic.

To General File.

By Mr. Ringle:

Mem. No. 175, A.,

Remonstrance of John Artus and two hundred others, of Marathon county, against the passage of the bill exempting the lands of the Wisconsin Central Railroad Company from taxation.

To General File.

By Mr. W. J. Vincent:

Mem. No. 76, A.,

Remonstrance of S. P. Hogan and thirty-one others of Ashland county, against the exemption of the Wis. Central R. R. lands from taxation.

To General File.

By Mr. Ringle:

Mem. No. 177, A.,

Remonstrance of A. Kickbusch and 51 citizens of Marathon county, against the passage of any law exempting from taxation the lands of the Wisconsin Central railroad.

To General File.

By Mr. Ringle:

Mem. No. 178, A.,

Remonstrance of J. Kiefer and others, of Marathon county, against the passage of the bill exempting the lands of the Wisconsin Central Railroad Company from taxation.

To General File.



By Mr. Ringle:

Mem. No. 179, A.,

Remonstrance of J. C. Gibbard and others of Marathon county, against the passage of the bill exempting the land of the W. C. R. R. Co. from taxation.

To General File.

By Mr. Ringle:

Mem. No. 180, A.,

Remonstrance of N. J. White and others of Marathon county, against the passage of the bill exempting the lands of the W. C. R. R. from taxation.

To General File.

By Mr. Ringle,

Mem. No. 181, A.,

Remonstrance of John Dimond and others, of Marathon county, against the passage of the bill exempting the lands of the Wisconsin Central Railroad Company from taxation.

To General File.

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#### RESOLUTIONS INTRODUCED.

By Mr. Scanlon:

Jt. Res. No. 21, A.,

*Resolved by the assembly, the senate concurring,* That his excellency, the governor, be and he is hereby requested to return bill No. 86, A., for correction, entitled, To authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Waupaca and town of Waupaca, Wis.

By Mr. Ringle:

Res. No. 46, A.,

*Resolved,* That the Select committee, to whom was referred

No. 370, A.,

A bill relating to the city of Oconto,

Be requested to report said bill without delay.

Adopted.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly amendment to

No. 80, S.,

A bill to authorize O. J. Hayward and W. E. McCord to build a dam across, and otherwise improve Little Chief river, in Chippewa county, Wis., for log-driving purposes.

No. 108, S.,

A bill to amend section 443 of chapter 27 of the revised statutes of 1878, entitled of common schools.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR SPEAKER:

I am directed to inform you that the senate has indefinitely postponed

No. 178, A.,

A bill to authorize the county of Crawford to levy and collect a sufficient sum of money to build bridges across the Kickapoo river, and to authorize said county to build said bridges.

And has refused to order to a third reading,

No. 180, A.,

A bill to distribute more equally the burdens of taxation in certain counties of this state.

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Mr. Carter moved that when the assembly adjourn, it be to 2: 30 P. M.

Which motion prevailed.

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Mr. Carey moved that the vote by which

No. 7, A.,

A bill to regulate the rate of interest,

Was indefinitely postponed,

Be reconsidered.

The motion was entertained by the chair, and the further consideration of the motion was postponed till to-morrow.

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### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 244, A.,

A bill to amend an act to incorporate the city of Oconomowoc.

Was amended, read a third time and passed, and the title amended to read as follows:

A bill to amend and consolidate an act to incorporate the city of Oconomowoc.

**BILLS REPORTED BY A COMMITTEE OF THE WHOLE  
CONSIDERED.**

No. 34, A.,

A bill to create the county of New, and provide for the organization of the same.

Was indefinitely postponed.

No. 183, A.,

A bill to appropriate to David Wetherby and William James a sum of money therein named.

Was referred to committee of one, Mr. W. Wall.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendment of section 1997, chapter 91 of the revised statutes of 1878.

Was laid over till Wednesday.

No. 205, A.,

A bill dividing the counties of Clark and Marathon, erecting the county of Webster.

Was postponed till this afternoon.

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

Was ordered engrossed and read a third time.

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1876, and chapter 293 of the laws of 1877.

Was amended and laid over till this afternoon.

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**SPECIAL ORDER.**

No. 305, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5th, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

Mr. Brindley moved to indefinitely postpone.

Which prevailed.

No. 136, S.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5th, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

Mr. Quarles moved to amend as follows:

Add at the end of section 6 the words: "Which sum shall in no event be held or deemed to be a tax, or in the nature of a tax."

Which was adopted.

Leave was asked and obtained to introduce the following petitions:

By Mr. Washburn:

Mem. No. 182, A.,

Petition of Otto Puhlman and other large taxpayers, in favor of the passage of bill 136, S., granting relief to the Wisconsin Central R. R.

To General File.

By Mr. Washburn:

Mem. No. 183, A.,

Petition of H. Gilone and others in favor of the passage of bill No. 136, S., granting relief to the Wis. Cent. R. R.

To General File.

By Mr. Washburn:

Mem. No. 184, A.,

Petition of J. S. Durham and 25 others, for the passage of No. 136, S., granting relief to the Wisconsin Central Railroad.

To General File.

By Mr. Washburn:

Mem. No. 185, A.,

Petition of C. J. Kershaw and other heavy tax payers, in favor of the passage of senate bill No. 136, granting relief to the Wisconsin Central R. R.

To General File.

By Mr. Pulcifer:

Mem. No. 186, A.,

Letter of John Bodestab, of Dorchester, favoring the passage of bill 136, S., for the relief of the Wisconsin Central Railroad.

To General File.

By Mr. Washburn:

Mem. No. 187, A.,

Petition of Fred. W. Horn and others, in favor of No. 136, S., for the relief of the Wisconsin Central Railroad.

To General File.

By Mr. Washburn:

Mem. No. 188, A.,

Petition of E. D. Smith and other heavy tax payers, asking for the passage of bill No. 136, S., granting relief to the Wisconsin Central Railroad.

To General File.

By Mr. Washburn:

Mem. No. 189, A.,

Letter from Wilkes Hand, favoring the passage of No. 135, S., granting relief to the Wis. Cent. R. R.

To General File.

By Mr. Washburn:

Mem. No. 190, A.,

Petition of W. H. Upham and 48 others, in favor of the passage of No. 136, S., for the relief of the Wisconsin Central Railroad Co.  
To General File.

By Mr. Washburn:

Mem. No. 191, A.,

Petition of Henry Hewett, Jr., and others, asking for the passage of No. 136, S., granting relief to the Wisconsin Central Railroad.  
To General File.

By Mr. Gray:

Mem. No. 192, A.,

Petition of Fred. Hulbert and others, asking for the passage of No. 136, S., granting relief to the Wis. Cent. R. R.  
To General File.

By Mr. Murphy:

Mem. No. 193, A.,

Petition of Albert G. Ellis and 33 other taxpayers, asking for the passage of bill No. 136, S., granting relief to the Wisconsin Central Railroad.  
To General File.

By Mr. Murphy:

Mem. 194, A.,

Petition of A. W. Warden and others, asking passage of bill No. 136, S., for relief of the Wisconsin Central Railroad.  
To General File.

By Mr. Murphy:

Mem. No. 195, A.,

Petition of J. C. Spaulding and other tax payers, asking for passage of bill No. 136, S., granting relief to Wis. Cent. R. R.  
To General File.

By Mr. Murphy:

Mem. No. 196, A.,

Petition of W. J. Pore, and other tax payers, asking to pass No. 136, S., for the relief of the Wisconsin Central railroad.  
To General File.

By Mr. Sarnow:

Mem. No. 197, A.

Petition of P. D. Norton and other heavy tax payers in favor of the passage of No. 136, S., for the relief of the Wisconsin Central Railroad.  
To General File.

By Mr. Sarnow:

Mem. No. 198, A.,

Petition of G. W. Dodge and other heavy taxpayers, in favor of the passage of No. 136, S., granting relief to the Wisconsin Central Railroad.  
To General File.

By Mr. Sarnow:

Mem. No. 199, A.,

Petition of W. Parish and others, asking for the passage of No. 136, S., granting relief to Wis. Cent. R. R.

To General File.

By Mr. Sarnow:

Mem. No. 200, A.,

Petition of Lewis Van Dyke and others, asking for the passage of No. 136, S., granting relief to the Wisconsin Central Railroad.

To General File.

By Mr. Sarnow:

Mem. No. 201, A.,

Petition of Gustave Karpe and others, asking for passage of No. 136, S., granting relief to Wisconsin Central Railroad Company.

To General File.

By Mr. Murphy:

Mem. No. 202, A.,

Letter of H. D. Cannan, of Stevens Point, favoring the passage of No. 36, S., granting relief to the Wisconsin Central Railroad.

To General File.

Mr. Webster offered the following amendment:

To amend bill No. 136, S., by inserting after section 8, the following, to be known as section 8 a:

Any person or corporation owning lands within the limits of the Wisconsin Central Railroad grant, may have the same exempt from taxes, for the same time, and in like manner as is provided for the exemption of said railroad company's land in this act.

By reporting the amount and location of their land as is required for said company to report in sec. 7 of this act, and paying in to the county treasurer in which the land is situated, a sum equal to the amount per acre as is paid by the state treasurer to the county treasurer of said county, as is provided in section 8 of this act.

The ayes and noes being ordered, the amendment was rejected by the following vote:

Ayes — Messrs. Ausman, Bailey, Brindley, Carel, Carey, Condit, F. T., Cox, Davison, DeGroff, Eckhardt, Fleming, Ford, Gardiner, Greening, Haugen, Hemmi, Hemschemeyer, Ingram, Lovejoy, Markham, McRae, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Ringle, Scanlon, Simpson, Spence, Spiering, Steffen, Thelen, Vincent, W. J., Webster, Williams and Withee—36.

Noes — Messrs. Allan, J., Allen, A. C., Barry, Barter, Bentley, Blackstone, Bradley, Cady, Clark, Coe, Dewing, Eastman, Ellinwood, Field, Fischer, Fitzgerald, Frank, Gallett, Geise, Gilbert, Gray, Hart, Hill, Hutchinson, Keogh, Lewis, Mason, Masse, McDill, Melvin, Mills, Muckerheide, Mullowney, Murphy, Ostrander, Pulcifer, Quarles, Reynolds, Root, Sanderson, Sarnow, Theisen, Vincent, G. R., Wall, W., Washburn, Widule, Zander and Mr. Speaker—48.

Absent or not voting — Messrs. Bottum, Bullock, Burdge, Carter, Condit, J. D., Flinn, Johnson, La Due, Mitchell, Post, Raesser, Thomas and Wall, E. C. — 13.

Mr. Scanlon moved that the bill be indefinitely postponed.

The ayes and noes being ordered, the motion prevailed, the vote being:

Ayes — Messrs. Ausman, Bailey, Barter, Bottum, Bradley, Brindley, Cady, Carey, Carter, Condit, F. T., Cox, Davison, DeGroff, Eastman, Eckhardt, Fleming, Ford, Gardiner, Gray, Greening, Haugen, Hemschmeyer, Ingram, Lovejoy, Markham, McDill, McRae, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Scanlon, Simpson, Spence, Spiering, Steffen, Thelen, Thomas, Vincent, W. J., Webster, Williams, Withee and Zander — 48.

Noes — Messrs. Allan, J., Allen, A. C., Barry, Bentley, Blackstone, Carel, Clark, Coe, Dewing, Ellinwood, Field, Fischer, Fitzgerald, Gallett, Geise, Gilbert, Hart, Hemmi, Hill, Hutchinson, Keogh, Lewis, Mason, Masse, Melvin, Mills, Mitchell, Muckerheide, Mallowney, Ostrander, Pulcifer, Quarles, Sanderson, Sarnow, Theisen, Wall, E. C., Wall, W., Washburn, Widule, and Mr. Speaker — 40.

Absent or not voting — Messrs. Bullock, Burdge, Condit, J. D., Flinn, Frank, Johnson, La Due, Raesser and Vincent, G. R. — 9.

Mr. Ringle moved to reconsider the vote by which the bill was indefinitely postponed, and to lay that motion on the table.

Which did not prevail.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 8, S.,

A bill to provide for the purchase of Webster's unabridged dictionary.

And requests the return of

No. 180, A.,

A bill to distribute more equally the burdens of taxation in certain counties in this state.

For further consideration.

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On motion of Mr. Sanderson, the clerk was instructed to return to the senate No. 180, S., for further consideration.

## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills report the following bills correctly enrolled:

No. 101, A.,

A bill to restore and continue the board of trustees of the Soldiers' Orphans' Home.

No. 171, A.,

A bill to authorize William Wilson and Andrew Tainter, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to construct and maintain a dam across Bear Creek, on land owned by the Knapp, Stout & Co. Company.

No. 310, A.,

A bill amendatory of section 1629, revised statutes, relating to the poisoning of wolves and other wild animals.

No. 65, A.,

A bill to authorize the town of Luck, Polk county, to borrow money.

No. 103, A.,

To appropriate a certain sum of money therein named to the attorney general.

No. 134, A.,

A bill to enable the city of Racine to readjust its corporate debt.

No. 160, A.,

A bill to legalize the election of certain town treasurers therein referred to.

No. 221, A.,

A bill relating to the chamber of commerce of Milwaukee, and amendatory of its charter.

No. 231, A.,

A bill to authorize the county of Trempealeau to borrow money.

No. 261, A.,

A bill to provide for the laying out a state road from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, in the town of Green Bay, in Brown county.

No. 269, A.,

A bill to amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts.

No. 287, A.,

A bill relating to fencing the Pine River Valley and Stevens Point Railroad.

No. 361, A.,

A bill to repeal chapter 103 of the general laws of 1877, entitled an act relating to the license fund received by the city of Chippewa Falls, and the acts amendatory thereof.

JOHN W. BLACKSTONE,

*Chairman.*



The Select Committee, to whom was referred  
No. 370, A.,  
A bill relating to the city of Oconto.  
Would most respectfully report said bill back, and recommend  
its passage.

D. H. PULCIFER,  
*Committee.*

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No. 277, A.,  
A bill to appropriate to E. P. Cowles a sum of money therein  
named, and to Frank Shomer, A. W. Farrand, E. Gallagher, M. T.  
Battis and J. F. Morse, a sum of money therein named.

Was indefinitely postponed.

No. 339, A.,  
A bill to appropriate to Michael J. Egan a sum of money therein  
named.

Was amended.

Mr. A. C. Allen moved to lay the bill on the table.

Which motion the assembly refused by the ayes and noes.

The vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter,  
Bottum, Bradley, Burdge, Cady, Clark, Cox, De Groff, Eastman,  
Eckhardt, Ellinwood, Field, Gallett, Gardiner, Hart, Haugen,  
Hemmi, Hill, Hutchinson, Ingram, Markham, Mason, Masse, McDill,  
McRae, Melvin, Mills, Ostrander, Peterson, A., Pulcifer, Quarles,  
Sanderson, Simpson, Thomas, Vincent, W. J., Widule, Williams  
and Withee — 42.

Noes — Messrs. Barry, Bentley, Brindley, Carel, Carey, Coe, Con-  
dit, F. T., Davison, Dewing, Fischer, Fitzgerald, Fleming, Flinn,  
Ford, Frank, Geise, Gilbert, Gray, Greening, Hemschemeyer,  
Keogh, Lovejoy, Mitchell, Muckerheide, Mullowney, Murphy,  
Nichols, O'Flaherty, Petersen, J. C., Post, Reynolds, Ringle, Root,  
Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Wall, W.,  
Washburn, Webster and Zander — 43.

Absent or not voting — Messrs. Blackstone, Bullock, Carter, Con-  
dit, J. D., Johnson, La Due, Lewis, Raesser, Sarnow, Vincent, G.  
R., Wall, E. C., and Mr. Speaker — 12.

Mr. A. C. Allen moved that the bill be indefinitely postponed.

The ayes and noes were ordered,

When the motion was lost, by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barter,  
Bottum, Bradley, Burdge, Cady, Carter, Clark, Cox, DeGroff, East-  
man, Eckhardt, Ellinwood, Field, Gallett, Gardiner, Haugen, Hem-  
mi, Hill, Hutchinson, Ingram, Lovejoy, Markham, Mason, Masse,  
McDill, McRae, Melvin, Mills, Ostrander, Peterson, A., Pulcifer,  
Quarles, Sanderson, Thomas, Vincent, W. J., Webster, Widule,  
Williams and Withee — 43.

Noes — Messrs. Barry, Bentley, Brindley, Carel, Carey, Coe,  
Condit, F. T., Davison, Dewing, Fischer, Fitzgerald, Fleming,  
Flinn, Ford, Frank, Geise, Gilbert, Gray, Greening, Hart, Hem-

schemeyer, Keogh, Lewis, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Petersen, J. C., Post, Reynolds, Ringle, Root, Sarnow, Scanlon, Simpson, Spence, Spieinrg, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Zander and Mr. Speaker—47.

Absent or not voting—Messrs. Blackstone, Bullock, Condit, J. D., Johnson, La Due, Mitchell and Raesser—7.

The bill was then ordered engrossed and a read third time.

No. 104, S.,

A bill to promote good order and repress crime.

Was indefinitely postponed.

No. 138, S.,

A bill to amend the charter of the city of Appleton.

Was laid aside till Thursday morning.

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Mr. Ringle withdrew his motion to reconsider the vote by which No. 136, S., was indefinitely postponed.

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On motion of Mr. Murphy,  
The assembly adjourned.

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2:30 o'CLOCK, P. M.

The speaker called the assembly to order.

The roll being called, the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Ringle, Root, Sanderson, Sarnow, Simpson, Spence, Spiering, Theisen, Thelen, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent—Messrs. Cox, Hart, La Due, Mills, Murphy, Ostrander, Reynolds, Scanlon, Steffen and Vincent, G. R.

Absent with leave—Messrs. Bullock, Condit, J. D., Johnson, Raesser and Thomas.

## REPORT OF SELECT COMMITTEE.

The Dodge County Delegation, to whom was referred

No. 100, A.,

A bill to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

Would respectfully report the same back to the assembly by a substitute therefor, and ask the passage of the substitute.

HENRY SPIERING,

WM. FLEMING,

WM. GEISE,

JAMES DAVISON.

## MESSAGE FROM THE GOVERNOR.

STATE OF WISCONSIN,

*Executive Department,*

MADISON, February 25, 1879.

*To the honorable, the assembly :*

The following entitled bills, originating in the assembly, have been approved, signed and deposited in the office of the secretary of state:

No. 12, A.,

An act to legalize the action therein set forth, of the board of supervisors of the town of Arenas, in the county of Iowa.

No. 1, A.,

An act to authorize the county of Shawano to borrow money.

No. 6, A.,

An act to authorize the committee appointed by the justices of the supreme court to revise rules of practice in the circuit and county courts to employ a clerk.

No. 23, A.,

An act to legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county.

No. 48, A.,

An act to provide for special terms of the circuit court in the 7th judicial circuit.

No. 316, A.,

An act to amend the 3d subdivision of section 1772 of the revised statutes.

No. 3, A.,

An act to provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the disbursement of the free high school fund of 1878.

No. 5, A.,

An act relating to the operations of the United States coast survey.

No. 15, A.,

An act to prohibit the killing of deer in Door county for shipment outside of Door county.

No. 17, A.,

An act to legalize the acts of Thomas Blinkiron, of La Fayette county, Wisconsin, a justice of the peace.

No. 22, A.,

An act to repeal sections 14 to 23, inclusive, of chapter 160 of the laws of 1877, entitled an act to amend the city charter of the city of Fond du Lac, and to repeal sections 12 to 15 of chapter 5 of chapter 59 of the private and local laws of 1868, chapter 474 of the private and local laws for the year 1871, and acts amendatory thereof.

No. 47, A.,

An act to amend section 1 of chapter 318 of the laws of 1878, entitled an act to authorize Frederick G. Stanley and others to build and maintain a dam or dams across Court Oreille river, in the county of Chippewa, state of Wisconsin.

No. 73, A.,

An act regulating the use and improvement of stock.

No. 76, A.,

An act to amend section 2424 of the revised statutes, and to provide for the terms of the circuit court in the first judicial circuit, and to provide for special terms therein.

No. 155, A.,

An act relating to the preservation of trout in the waters of St. Croix, Pepin and Pierce counties, and amendatory of section 1, chapter 126 of the laws of 1878.

No. 181, A.,

An act to authorize K. O. Shullswick to build a pier extending into the waters of Lake Michigan.

No. 196, A.,

An act to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Little Wolf, in Waupaca county, in this state.

No. 212, A.,

An act to amend chapter 182 of the general laws of 1875, entitled an act to amend chapter 550 of private and local laws of 1867, entitled an act to amend chapter 233 of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison.

No. 213, A.,

An act to authorize Wm. T. Price, his associates and assigns, to erect and maintain a dam or dams across, and make other improvements in O'Niel creek, in Clark county.

No. 256, A.,

An act to abolish the civil and criminal jurisdiction of the Brown county court, and to amend certain sections of the revised statutes.

No. 4, A.,

An act to authorize the county of Barron to borrow money.

No. 8, A.,

An act to regulate the time for holding the general terms of the circuit court in the 8th judicial circuit, and to authorize the circuit judge of said circuit to appoint special terms therein.

No. 44, A.,

An act to legalize the action of the county board of supervisors of Waushara county, in vacating a certain piece of road at their annual session, in the year 1877.

No. 96, A.,

An act to legalize the action therein named of the board of supervisors of the town of Arena, in the county of Iowa, relating to certain school districts.

No. 120, A.,

An act to legalize the organization of Mount Hope Cemetery Association of Brooklyn, Green county, and the acts of the trustees thereof.

No. 110, A.,

An act to amend an act entitled an act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of the city officers of the city of Watertown.

No. 116, A.,

An act to improve the Soft Maple Creek, in the county of Chippewa, Wisconsin, and to grant to Mark Douglas, his associates and assigns, certain powers and privileges therein named.

No. 131, A.,

An act relating to and amendatory of section 10 of chapter 10 of chapter 268 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 148, A.,

An act authorizing Daniel Shaw and Elias Moses, and their assigns, to maintain dams on the Deer Tail River, a tributary of the Chippewa river, and to build and maintain dams on said Deer Tail river, and to collect tolls on logs put in said river.

No. 168, A.,

An act to legalize the actions of school district No. 4, in the town of Clear Lake, in Polk county.

No. 174, A.,

An act to authorize John Furlong to build and maintain a pier extending into the waters of Lake Michigan.

No. 182, A.,

An act to amend section 356 of chapter 22 of the revised statutes, relating to the distribution of public documents.

No. 188, A.,

An act to authorize Wm. Le Roy to build and maintain a pier extending into the waters of Sturgeon Bay.

No. 201, A.,

An act to amend section 1 of chapter 327 of the laws of Wisconsin of 1874, and section 1 of chapter 262 of the laws of Wisconsin of 1878, entitled an act relating to swamp and overflowed lands in the counties of Manitowoc and Calumet.

No. 285, A.,

An act to enable Douglas county to compromise the litigation concerning its outstanding bonds, and to use a portion of the same to accomplish the purpose for which they were issued.

No. 311, A.,

An act altering the time of holding the September term of the Grant county circuit court.

No. 84, A.,

An act to provide for the payment of a certain sum of money to James Edwards.

No. 9, A.,

An act to authorize the city of Racine to borrow money for the support of paupers.

No. 87, A.,

An act relating to the circuit court of Winnebago county.

No. 122, A.,

An act to repeal chapter 238 of the private and local laws of 1878, entitled an act to authorize the town of Amherst to build a town hall.

No. 192, A.,

An act to amend chapter 145 of the laws of 1878, entitled an act relating to the publication and sale of the reports of the geological survey, and amendatory of chapter 121 of the laws of Wisconsin of 1876.

WILLIAM E. SMITH.

#### SENATE BILLS ON FIRST AND SECOND READING.

Read first and second times, and referred.

No. 8, S.,

A bill to provide for the purchase of Webster's unabridged dictionary.

To General File.

#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE CONSIDERED.

No. 205, A.,

A bill to divide the counties of Clark and Marathon, erecting the county of Webster,

Was indefinitely postponed by the following vote:

Ayes — Messrs. Ausinan, Bailey, Barry, Barter, Blackstone, Brindley, Burdge, Cady, Carter, Clark, Coe, Condit, F. T., Cox, DeGroat, Dewing, Eckhardt, Ellinwood, Field, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Lewis, Lovejoy, Mason, Masse, McDill, McRae, Melvin, Mitchell, Nichols, Peterson, A., Quarles, Sanderson, Thomas, Vincent, W. J., Wall, E. C., Washburn, Widule, Williams, Withee and Mr. Speaker — 48.

Noes — Messrs. Allan, J., Allen, A. C., Bentley, Carel, Carey, Eastman, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Geise, Gray, Greening, Keogh, Muckerheide, Mullowney, Murphy, O'Flaherty, Petersen, J. C., Post, Pulcifer, Reynolds, Ringle, Root, Sar-

now, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, W., and Zander — 36.

Absent or not voting — Messrs. Bottum, Bradley, Bullock, Condit, J. D., Davison, Johnson, La Due, Markham, Mills, Ostrander, Raesser, Simpson and Webster—13.

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1876, and chapter 293 of the laws of 1877.

Was amended, and ordered engrossed and read a third time.

Mr. Spence moved that the vote by which

No. 136, S.,

A bill to facilitate the execution of trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

Was indefinitely postponed be reconsidered, and that the motion to reconsider lie on the table.

Mr. Simpson move a call of the house,

Which was not ordered.

Mr. Blackstone moved that the assembly adjourn,

Which motion did not prevail.

The ayes and noes were then ordered on the motion of Mr. Spence.

The motion did not prevail.

The vote was:

Ayes — Messrs. Ausman, Bailey, Barter, Brindley, Burdge, Cady, Carel, Carey, Carter, Condit, F. T., Cox, Davison, DeGross, Fleming, Ford, Gardiner, Greening, Haugen, Hemschemeyer, Ingram, Lovejoy, Markham, McDill, McRae, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Reynolds, Ringle, Scanlon, Simpson, Spence, Steffen, Thelen, Thomas, Vincent, W. J., Webster, Williams, Withee and Zander—41.

Noes — Messrs. Allan, J., Allen, A. C., Barry, Bentley, Blackstone, Clark, Coe, Dewing, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Frank, Gallett, Gilbert, Gray, Hart, Hemmi, Hill, Hutchinson, Keogh, Lewis, Mason, Masse, Melvin, Mitchell, Murphy, Ostrander, Pulcifer, Quarles, Root, Sanderson, Sarnow, Theisen, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Widule and Mr. Speaker—41.

Absent or not voting — Messrs. Bottum, Bradley, Bullock, Condit, J. D., Eastman, Flinn, Geise, Johnson, La Due, Mills, Muck-erheide, Mullowney, Post, Raesser and Spiering—15.

No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors.

Substitute adopted, ordered engrossed and read a third time.

On motion of Mr. Carter,  
The assembly resolved itself into a

### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Brindley in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

#### Mr. SPEAKER:

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report sundry bills to the assembly for consideration.

No. 158, S.,

A bill to authorize James and William Johnston to erect and maintain a dam across the Willow river in St. Croix county, Wisconsin.

No. 191, S.,

A bill to cheapen the cost of text books.

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

No. 107, A.,

A bill relating to the civil rights of discharged convicts.

No. 172, A.,

A bill to authorize the electors of the town of Winnebago to hold elections in the city of Portage.

No. 194, A.,

A bill relating to assessments upon premium notes of fire insurance companies.

No. 209, A.,

A bill to repeal section 1583, and to amend section 1584 a, of the revised statutes, relative to license of peddlers.

No. 210, A.,

A bill relating to the militia of the state of Wisconsin, and amendatory of sections 618, 620, 621, 623, 635, 637 and 640, and to repeal section 628 of chapter 34 of the revised statutes of 1878, and to add new sections to said chapter 34 of the revised statutes of 1878,

No. 232, A.,

A bill to amend chapter 63 of the private and local laws of 1860, entitled an act to incorporate the Milwaukee & Cedarburg Plank road company.

No. 238, A.,

A bill to legalize the acts of the commissioners appointed to lay out and establish a state road through the counties of Pepin, Pierce, St. Croix and Polk.

No. 240, A.,

A bill authorizing the board of supervisors to exempt any county from the provisions of sections 1623, 1624 and 1625 of chapter 72



of the revised statutes of 1878, relating to the license and keeping of dogs.

No. 264, A.,

A bill to provide for a system of county roads.

No. 273, A.,

A bill relating to the distribution of public documents, and amendatory of section 357 of chapter 22 of the revised statutes of 1878.

No. 297, A.,

A bill to change the boundaries of Shawano county.

No. 299, A.,

A bill to compel the owners, proprietors and occupants of dams to construct and maintain fishways.

No. 303, A.,

A bill to appropriate a sum of money therein named to defray the expenses of the committee appointed to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

No. 331, A.,

A bill to authorize the city of Milwaukee to improve the sewerage system of said city.

No. 349, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively, June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

No. 353, A.,

A bill to enable the city of Milwaukee to construct intercepting sewers.

No. 360, A.,

A bill to authorize Chippewa county to issue bonds for the purpose of liquidating its indebtedness.

No. 364, A.,

A bill relating to the Madison Fire Insurance Company, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof.

No. 389, A.,

A bill authorizing Peter Lagoe and his associates to improve Tupper creek, in Chippewa county, Wisconsin.

No. 394, A.,

A bill to amend sections 1967 and 1972, chapter 89 of the revised statutes, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations.

No. 403, A.,

A bill relating to legalizing the action of the Wisconsin legislature of 1879.

Jt. Res. No. 15, A.,

Authorizing the appointment of a committee to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

Mr. [Name] moved to adjourn.

## REPORT OF THE COMMITTEE OF THE WHOLE CONSIDERED.

Res. 297 and 107, A.,  
Were ordered engrossed and read a third time.

Res. 209 and 299, A.,  
Were refused engrossment.

Res. 97, 303, and St. Res. No. 15, A.,  
Were made special order for Wednesday at 2:30 P. M.

No. 310, A.,  
Was laid aside till to-morrow.

No. 232, A.,  
Mr. Fischer moved to lay the amendment proposed by the Standing committee on the table.

The ayes and noes were ordered, and the motion was lost, the vote being:

Ayes -- Messrs. Allen, A. C., Barry, Barter, Blackstone, Bottum,

Burdge, Cox, DeGross, Dewing, Eastman, Eckhardt, Fischer, Gardiner, Gilbert, Hart, Haugen, Hill, Ingram, Lovejoy, Sanderson, Sarnow, Thomas, Vincent, W. J., Withee and Mr. Speaker — 25.

Noes — Messrs. Allan, J., Ausman, Bailey, Bentley, Bradley, Brindley, Cady, Carel, Carey, Clark, Coe, Davison, Field, Fitzgerald, Fleming, Flinn, Frank, Gallett, Greening, Hemmi, Hemschemeyer, Keogh, Mason, Masse, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Petersen, J. C., Post, Reynolds, Ringle, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Wall, E. C., Washburn, Widule, Williams and Zander — 45.

Absent or not voting — Messrs. Bullock, Carter, Condit, F. T., Condit, J. D., Ellinwood, Ford, Geise, Gray, Hutchinson, Johnson, La Due, Lewis, Markham, McDill, McRae, Melvin, Mills, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Simpson, Spence, Vincent, G. R., Wall, W., and Webster — 27.

No. 377, A.,

Mr. Steffen moved to suspend the rules, and that the bill be put on its passage.

Which was agreed to.

And the bill amended, read a third time and passed.

Nos. 194, 349, 360, 364 and 380, A.,

Were amended, and ordered engrossed and read a third time.

No. 273, A.,

Was, on motion of Mr. Spence, postponed till to-morrow afternoon, and substitute ordered printed.

No. 394, A.,

Was, on motion of Mr. Keogh, postponed till to-morrow morning, and substitute ordered printed.

Mr. Nichols moved that the assembly do now adjourn.

Which motion was lost.

Nos. 172, 210, 238, 264, and 331, A.,

Were indefinitely postponed.

No. 353, A.,

Was indefinitely postponed by the following vote:

Ayes — Messrs. Bailey, Barry, Bentley, Cady, Carel, Carey, Clark, DeGross, Eastman, Eckhardt, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Gardiner, Greening, Hemmi, Keogh, Masse, Mitchell, Murphy, O'Flaherty, Petersen, J. C., Post, Ringle, Sarnow, Thelen, Widule and Zander — 30.

Noes — Messrs. Bottum, Brindley, Field, McDill, McRae, Melvin, Nichols, Simpson, Thomas, Vincent, W. J., Wall, E. C., Williams and Withee — 13.

Absent or not voting — Messrs. Allan, J., Allen, A. C., Ausman, Barter, Blackstone, Bradley, Bullock, Burdge, Carter, Coe, Condit, F. T., Condit, J. D., Cox, Davison, Dewing, Ford, Frank, Gallett, Geise, Gilbert, Gray, Hart, Haugen, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Mason, Mills, Muckerheide, Mullowney, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Reynolds, Root, Sanderson, Scanlon, Spence, Spiering, Steffen, Theisen, Vincent, G. R., Wall, W., Washburn, Webster and Mr. Speaker — 54.

## REPORTS OF SELECT COMMITTEES.

The Joint Select Committee of three on the part of the senate and five on the part of the assembly, appointed to take into consideration and report to their respective houses what action, if any, is proper and necessary to take in view of the decision of the supreme court, made in the case of *Plummer v. Supervisors of Marathon County*, relating to the assessment and collection of taxes.

Would respectfully report to the assembly that, after an investigation of the subject committed to them, and in view of the fact that the great need of this state is stability, and less frequent changes of the important laws relating to the assessment and collection of taxes, we recommend only such few and simple changes in the existing statutes as would seem to meet the decision of the supreme court, and yet preserve a vigorous and sustainable statute for the enforcement of the tax assessment and collection laws of this state.

Therefore, for such purpose, and believing that the ends sought would be served and answered thereby, recommend the adoption of substitute for No. 407, A., a bill now pending, and which was referred to this Joint Select Committee, and which substitute was carefully prepared in view of and in furtherance of the duties imposed upon this Joint Select Committee.

Signed by

B. O. REYNOLDS,  
T. R. HUDD,  
*On the part of the Senate.*  
T. W. SPENCE,  
JOSEPH V. QUARLES,  
N. P. HAUGEN,  
R. J. BURDGE,  
J. B. REYNOLDS,  
*On the part of the Assembly.*

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The committee on the part of the assembly, appointed under Jt. Res. No. 7, A.,

*Resolved by the assembly the senate concurring,* That a committee of five be appointed—three from the assembly and two from the senate, whose duty it shall be to inquire into and report as soon as practicable, the expediency of building and maintaining gas works for the purpose of furnishing gas for the use of the state capitol.

Report the following resolution and ask its adoption.

D. H. PULCIFER,  
*Committee.*

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Res. No. 47, A.,

*Resolved,* That the superintendent of public property be and he is hereby directed to take the necessary steps to provide for an ex-

hibition of the electric light in the assembly chamber, in order to determine the practicability and cost of lighting the same with that light instead of gas, and the use of the assembly chamber is hereby granted to Prof. C. H. Haskins for so much of to-morrow evening as may be necessary to make such experiments in the presence of the legislature.

By Mr. Quarles:

Res. No. 48, A.,

*Resolved*, That the use of the assembly chamber for Thursday evening of this week be given to members of the legislature for the purpose of a legislative party.

Adopted.

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On motion of Mr. Fleming,  
The assembly adjourned.

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7:30 o'CLOCK P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Keogh, La Due, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRea, Melvin, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Clark, Fitzgerald, Hemschemeyer, La Due, Mills, G. R. Vincent and E. C. Wall.

Absent with leave — Messrs. J. D. Condit and Johnson.

Leave of absence — was granted to Mr. Clark till to-morrow.

## LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Pulcifer:

Mem. No. 203, A.,

Petition of A. W. Lyttle and other taxpayers, in favor of passage of senate bill 136, granting relief to the Wisconsin Central R. R.  
To General File.

By Mr. Pulcifer:

Mem. No. 204, A.,

Petition of W. F. Sackett and fifty others, asking for the passage of bill No. 136, S., for the relief of Wis. Cent. R. R.  
To General File.

By Mr. Fitzgerald:

Mem. 205, A.,

Telegram from D. J. Spaulding in favor of senate bill 136, granting relief to the Wisconsin Central Railroad.  
To General File.

By Mr. Fitzgerald:

Mem. No. 206, A.,

Memorial of H. O. Eastwood, favoring the passage of No. 106, S., for the relief of the Wisconsin Central Railroad.  
To General File.

By Mr. Fitzgerald:

Mem. No. 207, A.,

Petition of R. Connor and 23 others, in favor of the passage of No. 136, S., granting relief to the Wis. Cent. R. R.  
To General File.

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REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills have had under consideration the following bills, and respectfully report them correctly engrossed.  
No. 113, A.,

A bill to amend sections 4 and 5, chapter 203, laws of Wisconsin for 1878, entitled an act to provide for laying out, establishing and building a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

No. 302, A.,

A bill to provide for the improvement of Mondeau creek for log-driving purposes.

No. 324, A.,

A bill to compel the Milwaukee & Cedarburg Plankroad Company to file the reports required by law, and fixing a penalty for their failure to do so.

No. 357, A.,

A bill to create a commission to compile and prepare a general and uniform law for the incorporation of cities in the state of Wisconsin.

No. 405, A.,

A bill relating to the revised statutes, and amending the same.

GEO. H. MARKHAM,

*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bill, has had it under consideration, and respectfully report it correctly engrossed:

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1875, chapter 182 of 1876 and chapter 293 of the laws of 1877.

GEO. H. MARKHAM,

*Chairman.*

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Mr. Keogh moved that the report of the committee on Engrossed Bills be taken up and considered.

Which motion prevailed.

Nos. 302, 252, 113 and 405, A.,

Were severally read a third time and passed.

No. 357, A.,

Was amended, read a third time and passed, and the title amended to read as follows:

Jt. Res. No. 22, A.,

Requesting the attorney general to prepare a uniform general law for the incorporation of cities.

No. 254, A.,

Was read a third time, and the ayes and noes being ordered, the bill was passed, the vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Coe, Davison, DeGross, Dewing, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Gallett, Geise, Gray, Greening, Hart, Hemschmeyer, Hutchinson, Ingram, Keogh, Markham, Masse, McDill, McRae, Muckerheide, Mullooney, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Puloifer, Quarles, Raesser, Reynolds, Ringle, Sarnow, Scenlon, Simpson, Steffen, Thelen, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 63.

Noes — Messrs. Ausman, Bailey, Barry, Cady, Carel, Carey, Condit, F. T., Cox, Ellinwood, Frank, Gardiner, Gilbert, Haugen, Hemmi, Hill, Lovejoy, Mason, Melvin, Mitchell, Nichols, Root, Sanderson, Spence and Thomas — 24.

Absent or not voting — Messrs. Carter, Clark, Condit, J. D., Johnson, La Due, Lewis, Mills, Spiering, Theisen and Vincent, G. R. — 10.

No. 324, A.,

Was laid on the table.

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### RESOLUTIONS INTRODUCED.

By Mr. Spence:

Res. No. 49, A.,

*Resolved*, That the speaker appoint six additional members of the assembly upon the committee on Engrossed Bills, for the balance of this season.

Adopted.

The speaker appointed Messrs. Burdge, Cady, Ingram, Washburn, Fleming and Gray.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 25, S.,

A bill to provide for discharged convicts, and the appointment of a state agent for that purpose.

No. 113, S.,

A bill to regulate the appointment of inspectors of election and the registration of electors in cities of over 25,000 inhabitants.

No. 157, S.,

A bill to amend section 121 of chapter 10 of the revised statutes, in relation to the distribution of the Blue Book.

No. 176, S.,

A bill to amend chapter 20 of the revised statutes of 1878, entitled of public printing.

No. 178, S.,

A bill to quiet the title to real estate in certain cases.

No. 188, S.,

A bill to regulate the practice of medicine in the state of Wisconsin.

And has concurred with the assembly in

No. 133, A.,

A bill relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.



No. 185, A.,

A bill to amend section 1319 of the revised statutes, relating to erecting and repairing bridges.

No. 145, A.,

A bill for the relief of E. J. Pettys.

No. 50, A.,

A bill to authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin.

No. 187, A.,

A bill to authorize the Knapp, Stout & Co. Company to erect and maintain a dam across Ten Mile creek, in Chippewa county.

No. 28, A.

A bill to amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

No. 387, A.,

A bill to amend chapter 148, laws of 1873, entitled an act to incorporate the city of Boscobel.

No. 330, A.,

A bill to amend sections 1130, 1131 and 1170 of the revised statutes, relative to printing in certain counties.

No. 193, A.,

A bill to authorize Knapp, Stout & Co. company to erect and maintain a dam across Yellow river, in Barron county.

No. 251, A.,

A bill to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

And has amended, and concurred in as amended,

No. 38, A.,

A bill to secure to children the benefits of an elementary education.

No. 371, A.,

A bill to authorize the superintendent of public property to furnish stationery and postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

No. 237, A.,

A bill amendatory of chapter 385, laws of Wisconsin for the year 1876, entitled an act to lay out, open and establish a state road from at or near Jenny, in Lincoln county, to Westboro, in Taylor county, and to intersect the new Yellow river road in Chippewa county.

And has concurred with the assembly amendment to

No. 108, A.,

A bill to amend section 32 of chapter 171 of the laws of 1878, relating to public schools in the city of Watertown.

And has concurred in

Jt. Res. No. 21, A.,

Requesting the governor to return bill No. 86, A., for further consideration.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate requests the return of

No. 8, S.,

A bill to provide for the purchase of Webster's unabridged dictionary.

To the senate for further consideration.

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The speaker called Mr. Keogh to the chair.

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## SENATE MESSAGE CONSIDERED.

Read first and second times, and referred.

Nos. 113, 157, 176 and 178, S,

To General File.

Nos. 188 and 25, S.,

Were laid upon the table.

The senate amendments to

Nos. 38, 371 and 237, A.,

Were concurred in.

No. 8, S.,

Was returned to senate.

Mr. Carel moved that the vote by which

No. 181, S.,

Was indefinitely postponed, be reconsidered.

Which motion prevailed.

Mr. Simpson moved that the vote by which

No. 188, S.,

Was laid upon the table, be reconsidered, and that the motion to reconsider be laid upon the table.

Which motion prevailed.

Mr. Kelly asked and obtained leave to introduce

Res. No. 50, A.,

*Resolved*, That the senate be, and is hereby requested to return to the assembly No. 181, S., for further consideration.

Which was adopted.

## MESSAGE FROM THE GOVERNOR.

STATE OF WISCONSIN,

*Executive Department,*

MADISON, February 25, 1879.

*To the Honorable the Assembly:*

Complying with the request contained in Jt. Res. No. 19, A., I have the honor to return herewith for your consideration,

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

WILLIAM E. SMITH.

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Mr. Ringle moved that the vote by which

No. 88, A.,

Was passed, be reconsidered.

Which motion prevailed.

On motion of Mr. Ringle,

The bill was amended and passed.

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BILLS REPORTED BY A COMMITTEE OF THE WHOLE  
CONSIDERED.

Nos. 48, 183, 158, 60, and 163, S.,

Were ordered to a third reading.

No. 403, A.,

Was indefinitely postponed.

No. 191, S.,

Was postponed till to-morrow at 11 o'clock.

Nos. 28 and 49, S.,

Were referred to Mr. Coe.

Mr. Pulcifer moved to indefinitely postpone

No. 134, S.,

The ayes and noes being called, the motion was refused.

The vote being:

Ayes — Messrs. Allen, A. C., Barter, Burdge, Carel, Carter, Coe, DeGroff, Flinn, Hart, Hemmi, Hill, Hutchinson, Lewis, Markham, Pulcifer, Quarles, Raesser, Sanderson, Spence, Steffen, Webster, Withee and Mr. Speaker — 23.

Noes — Messrs. Bailey, Bentley, Bullock, Carey, Dewing, Eastman, Fitzgerald, Fleming, Geise, Greening, Keogh, Mason, Masse, Melvin, Muckerheide, Mullooney, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Post, Reynolds, Ringle, Root, Scanlon, Spiering, Thelen, Wall, E. C., Williams and Zander — 30.

Absent or not voting—Messrs. Allan, J., Ausman, Barry, Blackstone, Bottum, Bradley, Brindley, Cady, Clark, Condit, F. T., Condit, J. D., Cox, Davison, Eckhardt, Ellinwood, Field, Fischer, Ford, Frank, Gallett, Gardiner, Gilbert, Gray, Haugen, Hemschemeyer, Ingram, Johnson, Lovejoy, La Due, McDill, McRae, Mills, Mitchell, Nichols, Peterson, A., Sarnow, Simpson, Theisen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn and Widule—44.

When the bill was ordered to a third reading.

No. 131, S.,

Was indefinitely postponed on call of the ayes and noes. The vote being

Ayes—Messrs. Allen, A. C., Bentley, Fischer, Hart, Keogh, Raesser, Sarnow, Wall, E. C., and Widule—9.

Noes—Messrs. Bailey, Brindley, Mason, Ringle, Simpson, Spence and Thelen—7.

Absent or not voting—Messrs. Allan, J., Ausman, Barry, Barter, Blackstone, Bottum, Bradley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Condit, J. D., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, La Due, Lewis, Lovejoy, Markham, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Reynolds, Root, Sanderson, Scanlon, Spiering, Steffen, Theisen, Thomas, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Webster, Williams, Withee, Zander and Mr. Speaker—81.

Mr. Melvin moved that the assembly do now adjourn,  
Which motion did not prevail.

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On motion of Mr. Spence,  
The assembly resolved itself into a

#### COMMITTEE OF THE WHOLE,

On the general file of bills, Mr. Thomas in the chair.

After some time spent therein, the committee rose, and through their chairman reported as follows:

**MR. SPEAKER:**

The assembly, in committee of the Whole, has had under consideration the general file of bills; gone through with the same, and has instructed me to report sundry bills to the assembly for consideration.

No. 100, A.,

A bill to remedy the evils consequent upon the destruction of public records of Dodge county, by fire.

No. 407, A.,

A bill to amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

Without amendment.

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**BILLS REPORTED BY A COMMITTEE OF THE WHOLE,  
CONSIDERED.**

No. 100, A.,

Was amended, and ordered engrossed and read a third time.

No. 407, A.,

Was laid aside till to-morrow at 11 o'clock.

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On motion of Mr. Brindley,  
The assembly adjourned.

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**WEDNESDAY, FEBRUARY 26, 1879.**

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bradley, Brindley, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullenowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Puloifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Bottum, Bullock, Condit, F. T., Ford, La Due, Thomas and Wall, E. C.

Absent with leave — Mr. J. D. Condit.

Leaves of absence were granted to Mr. Spence after morning session till 4 o'clock. To Mr. La Due indefinitely.

On motion of Mr. DeGroff, the clerk was directed to ask the senate to return

No. 135, S.,

A bill to define and limit the liabilities of counties in certain cases.

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### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Pulcifer:

Mem. No. 208, A.,

Petition of D. Clint Prescott and 42 others, residents of the county of Oconto, for the passage of senate bill creating the county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 209, A.,

Petition of the board of supervisors of the town of Marinette, in Oconto county, for the passage of senate bill to create the county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 210, A.,

Petition of Amos Hitgate and 37 others, residents of Oconto county, against the passage of senate bill creating the county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 211, A.,

Petition of the town board of supervisors of the town of Peshtigo, in Oconto county, for the passage of senate bill to create the county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 212, A.,

Petition of H. Harris and 55 others, residents of Oconto county, for the passage of senate bill for the creation of the county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 213, A.,

Petition of William Burke and 97 other residents of the town of Peshtigo, Oconto county, for the passage of senate bill to create the county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 214, A.,

Petition of S. H. Johnson and 40 other residents of Oconto county, for the passage of senate bill for the creation of the county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 215, A.,

Petition of Wm. McCartney and 55 other residents of Oconto county, for the passage of senate bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 216, A.,

Remonstrance of S. C. Orr and 25 others, against bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 217, A.,

Remonstrance of Charles Hall and 18 others, against bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 218, A.,

Remonstrance of T. H. Coullard and 34 others, against senate bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 219, A.,

Remonstrance of Philip Fetterly and 23 others, against senate bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 220, A.,

Remonstrance of Rasmus Peterson and 14 others, against the bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 221, A.,

Remonstrance of Peter McGovern and others, against the bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 222, A.,

Remonstrance of Joseph Dennis and 21 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 223, A.,

Remonstrance of E. C. Whitney and 12 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 224, A.,

Remonstrance of William Taylor and 11 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 225, A.,

Remonstrance of H. F. Delano and 7 others, against bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 226, A.,

Remonstrance of John Grosse and fifteen others against bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 227, A.,

Remonstrance of William Baptist and nine others against bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 228, A.,

Remonstrance of Henry Plucker and 18 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 229, A.,

Remonstrance of George Olson and 45 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 230, A.,

Remonstrance of George Belonga, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 231, A.,

Remonstrance of S. G. Hale and others, against bill to create county of Marinette.

To General File.



By Mr. Lovejoy:

Mem. No. 232, A.,  
Remonstrance of S. B. Simpson and 56 others, against bill to create Marinette county.  
To General File.

By Mr. Lovejoy:

Mem. No. 233, A.,  
Remonstrance of M. W. Paterson and 54 others, against bill to create county of Marinette.  
To General File.

By Mr. Lovejoy:

Mem. No. 234, A.,  
Remonstrance of Charles Wesmore and 33 others, against bill to create county of Marinette.  
To General File.

By Mr. Lovejoy:

Mem. No. 235, A.,  
Remonstrance of James H. Patterson and 33 others, against bill to create county of Marinette.  
To General File.

By Mr. Lovejoy:

Mem. No. 236, A.,  
Remonstrance of Richard Howell and 46 others, against bill to create county of Marinette.  
To General File.

By Mr. Lovejoy:

Mem. No. 237, A.,  
Remonstrance of James Stedway and 26 others, against bill to create county of Marinette:  
To General File.

By Mr. Lovejoy:

Mem. No. 238, A.,  
Remonstrance of Thomas Dea and 12 others, against bill to create county of Marinette.  
To General File.

By Mr. Lovejoy:

Mem. No. 239, A.,  
Remonstrance of T. B. Goodrich and 16 others against bill to create county of Marinette.  
To General File.

By Mr. Lovejoy:

Mem. No. 240, A.,  
Remonstrance of William Walsh and 40 others against bill to create county of Maritnette.  
To General File.

By Mr. Lovejoy:

Mem. No. 241, A.,

Remonstrance of Edward Schofield and 12 others against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 242, A.,

Remonstrance of Thomas Judkins and 28 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 243, A.,

Remonstrance of James A. Wyman and 49 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 244, A.,

Remonstrance of A. A. Ellis and 36 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 245, A.,

Remonstrance of James Bradley and five others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 246, A.,

Remonstrance of James Leigh and 38 others, against the bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 247, A.,

Remonstrance of S. R. Brozean and 39 others, against the bill to create the county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 248, A.,

Remonstrance of Frank Payle and 36 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 249, A.,

Remonstrance of Alfred Reands and 20 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 250, A.,

Remonstrance of Peter Harvey and 19 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 251, A.,

Remonstrance of Charles Windross and 26 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 252, A.,

Remonstrance of Peter Plain and 11 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 253, A.,

Remonstrance of M. K. Wellington and 15 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 254, A.,

Remonstrance of James McClure and 37 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 255, A.,

Remonstrance of John J. Bores and 41 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 256, A.,

Remonstrance of John Godard and 14 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 257, A.,

Remonstrance of Michael Voy and 24 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 258, A.,

Remonstrance of Carl Ellmer and 34 others, against bill to create county of Marinette.

To General File.

By Mr. Lovejoy:

Mem. No. 259, A.,

Remonstrance of Herman Baumgartner and 41 others, against bill to create county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 260, A.,

Petition of William A. Ellis and 275 others, of Oconto county, for the passage of bill creating county of Marinette.

To General File.

By Mr. Pulcifer:

Mem. No. 261, A.,

Petition of Job Place and 294 others, of Peshtigo, Oconto county, asking for the passage of bill creating county of Marinette.

To General File.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills report the following bills correctly enrolled:

No. 50, A.,

A bill to authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin.

No. 28, A.,

A bill to amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

No. 330, A.,

A bill to amend sections 1130 and 1131, chapter 49, and section 1170 of chapter 50 of the revised statutes, relative to printing in certain cases.

No. 371, A.

A bill to authorize the superintendent of public property to furnish stationery and postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

No. 387, A.,

A bill to amend chapter 148 of the laws of 1878, entitled an act to incorporate the city of Boscobel.

No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

J. W. BLACKSTONE,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bills, have had them under consideration, and respectfully report them correctly engrossed:

No. 33, A.,

A bill to provide for the sale of certain lands belonging to the state of Wisconsin.

No. 80, A.,

A bill to authorize G. E. More and E. G. More to build and maintain a dam across Little Wolf river, in Waupaca county, Wisconsin.

No. 358, A.,

A bill relating to the city of Beloit, and authorizing the purchase of additional cemetery grounds in that city.

No. 349, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively, June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

GEO. H. MARKHAM,

*Chairman.*

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### EXECUTIVE COMMUNICATION.

STATE OF WISCONSIN,

*Executive Department,*

MADISON, Feb. 26, 1879.

*To the honorable, the assembly:*

Complying with the request contained in the joint resolution in that behalf, adopted the 25th instant, I have the honor to return herewith for your further consideration,

No. 86, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

WILLIAM E. SMITH.

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On motion of Mr. Post, the vote by which

No. 86, S.,

Was passed, was reconsidered.

Mr. Post then asked unanimous consent to offer an amendment to the bill.

Mr. Pulcifer objected.

On motion of Mr. Keogh, the bill was then referred to select committee of one — Mr. Post.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR SPEAKER:

I am directed to inform you that the senate returns as requested

No. 181, S.,

A bill to reorganize the Wisconsin Horticultural Society.

For further consideration.

81 — A. J.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed and asks the concurrence of the assembly in

No. 139, S.,

A bill to change the boundaries of the counties of Shawano and Oconto, and to create the counties of Marinette and New.

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SENATE MESSAGE CONSIDERED.

No. 139, S.,

Was concurred in.

No. 181, S.,

Was concurred in, by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Bailey, Barry, Barter, Bottum, Bradley, Brindley, Burdge, Carel, Clark, Coe, Condit, F. T., Davison, Dewing, Eastman, Eckhardt, Ellinwood, Fitzgerald, Fleming, Flinn, Ford, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hemmi, Hill, Hutchinson, Ingram, Johnson, Lewis, Lovejoy, Markham, Mason, Masse, McRae, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Raesser, Ringle, Sanderson, Scanlon, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Washburn, Webster, Williams, Withee and Mr. Speaker — 67.

Noes — Messrs. Ausman, Bentley, Blackstone, Cady, Carey, Carter, Cox, DeGroff, Field, Hart Haugen, Hemschemeyer, Quarles, Sarnow, Simpson, Spence, Widule and Zander — 18.

Absent or not voting — Messrs. Bullock, Condit, J. D., Fischer, Frank, Keogh, La Due, McDill, Melvin, Reynolds, Root, Wall, E. C., and Wall, W. — 12.

Mr. Brindley moved that when the assembly adjourn it be to 3 o'clock P. M.

Which motion prevailed.

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SENATE BILLS ON THEIR THIRD READING.

No. 60, S.,

A bill to amend the act entitled an act to establish and maintain a public library in the city of Milwaukee, approved February, 1878.

No. 158, S.,

A bill to authorize James and William Johnston to erect and

maintain a dam across the Willow river in St. Croix county, Wisconsin.

No. 163, S.,

A bill to impose certain penalties upon county officers for violating certain provision of law.

No. 183, S.,

A bill to appropriate a sum of money for repairs and improvements in capitol park.

Were read a third time and concurred in.

No. 134, S.,

A bill to provide for the laying out of a state road in the counties of Waupaca, Shawano and Oconto.

Mr. Pulcifer moved to indefinitely postpone.

Which motion was refused by the following vote:

Ayes — Messrs. Allen, A. C., Brindley, Burdge, Cady, Carter, DeGross, Eckhardt, Gardiner, Hart, Haugen, Hemmil, Hemschmeyer, Hill, Ingram, Johnson, Lovejoy, Markham, McRae, Pulcifer, Quarles, Raesser, Vincent, W. J., Webster, Withee and Mr. Speaker — 25.

Noes — Messrs. Bailey, Blackstone, Bradley, Bullock, Carel, Carey, Clark, Condit, F. T., Davison, Dewing, Eastman, Fitzgerald, Fleming, Ford, Frank, Geise, Gray, Greening, Keogh, Mason, Masse, Mills, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Reynolds, Ringle, Root, Scanlon, Theisen, Thelen, Vincent, G. R., Wall, E. C., and Williams — 39.

Absent or not voting — Messrs. Allan, J., Ausman, Barry, Barter, Bentley, Bottum, Coe, Cox, Condit, J. D., Ellinwood, Field, Fischer, Fliun, Gallett, Gilbert, Hutchinson, La Due, Lewis, McDill, Melvin, Mitchell, Peterson, A., Sanderson, Sarnow, Simpson, Spence, Spiering, Steffen, Thomas, Wall, W., Washburn, Widule and Zander — 33.

The bill was then read a third time and concurred in.

#### SPECIAL ORDER.

Being the motion to reconsider the vote by which

No. 136, S.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5th, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

Was yesterday indefinitely postponed,

Was taken up.

Mr. Bailey moved to lay the motion on the table.

The ayes and noes being ordered,

Mr. Bailey's motion was refused.

The vote being.

Ayes — Messrs. Ausman, Bailey, Barter, Bottum, Bradley, Brindley, Cady, Carel, Carey, Carter, Condit, F. T., Cox, Davison, DeGross, Eastman, Fleming, Flinn, Ford, Geise, Greening, Haugen, Hemschemeyer, Ingram, Lovejoy, Mason, McDill, McRae, Murphy, Nichols, O'Flaherty, Petersen, J. C., Reynolds, Ringle, Root, Scanlon, Simpson, Spence, Spiering, Steffen, Thelen, Vincent, W. J., Webster, Williams, Withee and Zander—45.

Noes — Messrs. Allan, J., Allen, A. C., Barry, Bentley, Blackstone, Bullock, Clark, Coe, Dewing, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Frank, Gallett, Gardiner, Gilbert, Gray, Hart, Hemmi, Hill, Hutchinson, Johnson, Keogh, Lewis, Masse, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Ostrander, Peterson, A., Post, Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Widule and Mr. Speaker—46.

Absent or not voting — Messrs. Burdge, Condit, J. D., La Due, Markham, Theisen and Thomas—6.

The question recurring on the motion to reconsider,

Mr. Spence moved a

#### CALL OF THE HOUSE.

Which being ordered,

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Burge and Markham.

Absent with leave — Messrs. Condit, J. D., and La Due.

Mr. E. C. Wall moved that further proceedings under the call be dispensed with.

Which motion did not prevail.

The vote was :

Ayes — Messrs. Allan, J., Allen, A. C., Barry, Bullock, Clark, Coe, Condit, F. T., Dewing, Ellinwood, Field, Fischer, Fitzgerald, Frank, Gallett, Gilbert, Gray, Hart, Hill, Hutchinson, Johnson, Keogh, Lewis, Mason, Masse, Melvin, Mills, Muckerheide, Mullowney, Murphy, Ostrander, Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Sanderson, Sarnow, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Widule, and Mr. Speaker—44.

Noes — Messrs. Ausman, Bailey, Barter, Bentley, Blackstone,



Bradley, Brindley, Cady, Carey, Carel, Carter, Cox, Davison, DeGroff, Eastman, Eckhardt, Fleming, Flinn, Ford, Geise, Greening, Haugen, Hemmi, Hemschemeyer, Ingram, Lovejoy, McDill, McRae, Mitchell, Nichols, O'Flaherty, Petersen, J. C., Ringle, Root, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Webster, Williams, Withee and Zander—47.

Absent or not voting—Messrs. Bottum, Burdge, Condit, J. D., Gardiner, La Due and Markham—6.

### THE SERGEANT-AT-ARMS REPORTED.

That all absent without leave had returned to the house.  
And the call was declared at an end.

Mr. Blackstone moved the previous question, and the main question was ordered by the following vote.

Ayes—Messrs. Allan, J., Allen, A. C., Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Brindley, Bullock, Cady, Carel, Carey, Carter, Clark, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Zander and Mr. Speaker—86.

Noes—Messrs. Ausman, Bradley, Burdge, Pulcifer and Withee—5.

Absent or not voting—Messrs. Coe, Condit, J. D., Gardiner, Geise, La Due and Markham—6.

The question recurring on the the motion to reconsider,

The ayes and noes were ordered,

When the motion was lost.

The vote being.

Ayes—Messrs. Allan, J., Allen, A. C., Barry, Barter, Bentley, Blackstone, Bullock, Clark, Coe, Dewing, Ellinwood, Field, Fischer, Fitzgerald, Frank, Gallett, Gilbert, Gray, Hart, Hemmi, Hill, Hutchinson, Johnson, Keogh, Lewis, Mason, Masse, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Ostrander, Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Theisen, Thomas, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Widule and Mr. Speaker—46.

Noes—Messrs. Ausman, Bailey, Bottum, Bradley, Brindley, Burdge, Cady, Carel, Carey, Carter, Condit, F. T., Cox, Davison, DeGroff, Eastman, Eckhardt, Fleming, Flinn, Ford, Greening, Haugen, Hemschemeyer, Ingram, Lovejoy, Markham, McDill, Mc-

Rae, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Scanlon, Simpson, Spence, Spiering, Steffen, Thelen, Vincent, W. J., Webster, Williams, Withee and Zander — 47.

Absent or not voting — Messrs. Condit, J. D., Gardiner, Geise and La Due — 4.

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On motion of Mr. Fischer.  
The assembly adjourned.

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3:00 o'CLOCK, P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, De-Groff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, Melvin, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Ausman, Geise, Hill, Hutchinson, McDill, Mo-Rae, Mills, Mitchell, Ostrander, Theisen and Thomas.

Absent with leave — Messrs. Condit, J. D., and La Due.

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### RESOLUTIONS INTRODUCED.

By Mr. Carter:

Res. No. 51, A.,

*Resolved*, That inasmuch as Prof. Haskins is not able to make his proposed experiment with the electric light this evening, for want of time for preparation, that the use of the assembly chamber be granted to him for that purpose on Friday evening next.

Which was adopted.

On motion of Mr. Coe, the

### SPECIAL ORDER,

Being,

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

No. 303, A.,

A bill to appropriate a sum of money therein named to defray the expenses of the committee appointed to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

Jt. Res. No. 15, A.,

Authorizing the appointment of a committee to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

Was taken up.

Mr. Masse moved that No. 303, A., be laid upon the table.

The ayes and noes being ordered, the motion was not agreed to,

The vote being:

Ayes — Messrs. Allen, A. C., Bailey, Barry, Bullock, Burdge, Cady, Cox, DeGross, Eastman, Eckhardt, Field, Fischer, Fleming, Gardiner, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Johnson, Lewis, Lovejoy, Markham, McDill, Murphy, O'Flaherty, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Sanderson, Spence, Thelen, Widule, Williams and Withee—38.

Noes — Messrs. Allan, J., Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Caryl, Carey, Carter, Clark, Coe, Condit, F. T. Davison, Dewing, Ellinwood, Fitzgerald, Flinn, Ford, Gallett, Hemschemeyer, Hill, Ingram, Keogh, Masor, Melvin, Mitchell, Muckerheide, Mullowney, Nichols, Petersen, J. C., Post, Reynolds, Root, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Zander and Mr. Speaker—48.

Absent or not voting—Messrs. Ausman, Condit, J. D., Frank, Geise, Hutchinson, La Due, Masse, McRae, Mills, Ringle and Vincent, G. R.—11.

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### REPORT OF STANDING COMMITTEE.

The joint committee on Claims, to whom was referred

No. 191, A.,

A bill to appropriate to Winnebago county a sum of money therein named.

Have had the same under consideration, and report it back with the recommendation that it do pass.

Senator Welch dissenting.

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns.

Have had the same under consideration, and report it back by substitute, and recommend the passage of the substitute.

J. T. MILLS,  
*Chairman.*

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The joint committee on Claims, to whom was referred  
No. 381, A.,

A bill to authorize the payment of a sum of money to the person therein named, in part payment for making two volumes in manuscripts of the reports of the committee on Claims of the two houses, under a joint resolution.

Have had the same under consideration and report it back, with the recommendation that it be indefinitely postponed.

J. T. MILLS,  
*Chairman.*

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Mr. Simpson asked and obtained leave of absence till to-morrow morning.

Mr. Washburn asked and obtained leave of absence for the remainder of the afternoon session.

Leave of absence was granted to Mr. Thomas till to-morrow morning.

Mr. Carter offered the following amendment to

No. 97, A.

Amend section 1 of bill No. 97, by adding at the end thereof as follows:

The value of the whole grant to be ascertained by the governor and commissioners of school and university lands, according to the best information concerning the same attainable by them without a reappraisement of such lands. Only so much of the lands not yet received by the company shall be conveyed to said company, and shall, added to what has already been received by it, amount to three-fourths of the whole grant in value, leaving in the hands and under the control of the state, one full fourth in value of the lands included in the said grant, according to the best judgment and information of the governor and said commissioners.

Which was adopted, and the bill ordered engrossed and read a third time.

On motion of Mr. Carter,

No. 303, A. and Jt. Res. No. 15, A.,

Were indefinitely postponed.

Mr. Washburn moved that the vote by which

No. 305, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5th, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central Railroad.

Which was yesterday indefinitely postponed.

Be reconsidered.

Mr. Carter moved that the motion be laid on the table.

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Mr. Carter moved a

### CALL OF THE HOUSE.

Which, being ordered, the roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Geise and W. Wall.

Absent with leave — Messrs. J. D. Condit, La Due, Simpson and Thomas.

Mr. Carter moved that the assembly adjourn,

Which motion prevailed.

The vote being:

Ayes — Messrs. Ausman, Bailey, Barter, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Condit, F. T., Cox, Davison, DeGross, Eastman, Eckhardt, Fleming, Flinn, Ford, Frank, Gardiner, Greening, Haugen, Hemmi, Hemschemeyer, Ingram, Lewis, Lovejoy, Markham, McDill, McRae, Mills, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Ringle, Root, Scanlon, Spence, Spiering, Steffen, Thelen, Vincent, W. J., Washburn, Webster, Williams, Withee and Zander — 51.

Noes — Messrs. Allan, J., Allen, A. C., Barry, Bentley, Blackstone, Clark, Coe, Dewing, Ellinwood, Field, Fischer, Fitzgerald, Gallett, Gilbert, Gray, Hart, Hill, Hutchinson, Johnson, Keogh, Mason, Masse, Melvin, Mitchell, Muckerheide, Mullooney, Murphy, Ostrander, Pulcifer, Quarles, Raesser, Reynolds, Sanderson, Sarnow, Theisen, Vincent, G. R., Wall, E. C., Wall, W., Widule and Mr. Speaker — 40.

Absent or not voting — Messrs. Condit, J. D., Geise, La Due, Simpson and Thomas — 6.

And the assembly adjourned.

THURSDAY, FEBRUARY 27, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Caryl, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McDill, McRea, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Allen, A. C., Melvin, Mills and Thomas.

Absent with leave — Messrs. Condit, J. D., and La Due.

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#### LEAVES OF ABSENCE

Were granted

To Mr. Thomas for this morning's session.

To Mr. Masse indefinitely, to commence after to-day.

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#### LETTERS, PETITIONS, MEMORIALS, Etc.

Presented and referred.

By Mr. Gallett:

Mem. No. 252, A.,

Petition of E. S. Baker and other citizens of the city of Portage, against the passage of No. 352, A.

To General File.

By Mr. Gallett:

Mem. No. 263, A.,

Petition of N. H. Wood, John Gardiner, George Morrison and many other tax payers of the city of Portage, in favor of an amendment to the charter of said city.

To General File.

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### RESOLUTIONS INTRODUCED.

By Mr. Reynolds:

Jt. Res. No. 22, A.,

*Resolved by the assembly, the senate concurring,* That the governor be requested to return to the assembly No. 281, A., for further consideration.

Which was adopted.

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### REPORTS OF STANDING COMMITTEES.

The committee on Judiciary, to whom was referred

No. 359, A.,

A bill to authorize the city of Chippewa Falls to issue bonds for the purpose of liquidating its indebtedness.

Report the same back with amendments, and recommend its passage when so amended.

W. E. CARTER,  
*Chairman.*

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The committee on Assessment and Collection of Taxes, to whom was referred

No. 323, A.,

A bill relating to the assessment of cord wood.

Have had the same under consideration, and report the same back with amendments without further recommendations.

A. P. LOVEJOY,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bills, have had them under consideration, and respectfully report them correctly engrossed:

No. 408, A.,

A bill to amend section 1465 of chapter 60 of the revised statutes, relating to agricultural societies.

No. 412, A.,

A bill to appropriate a sum of money to carry out the provisions of Jt. Res. No. 12, A.

No. 223, A.,

A bill to appropriate to James Davison the sum of two hundred and sixty-three dollars and fifty cents.

No. 125, A.,

A bill for the repeal of all laws authorizing counties to aid in the construction of railroads.

No. 121, A.,

A bill to appropriate to the county of Outagamie a certain sum of money therein named.

No. 135, A.,

A bill requiring town, village, city and county clerks to keep cancellation books.

No. 388, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

No. 220, A.,

A bill to amend section 4049 of chapter 175, revised statutes, relating to appeals and miscellaneous provisions.

No. 335, A.,

A bill to pay John Thiel a sum of money therein named.

GEO. H. MARKHAM,

*Chairman.*

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The committee on Enrolled Bills report the following bills correctly enrolled:

No. 250, A.,

A bill for the relief of James S. Wells.

No. 51, A.,

A bill to lay out and establish a state road from the village of Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau.

No. 165, A.,

A bill to confer certain powers upon the cities and incorporated villages of the state of Wisconsin, in respect to the use of their streets and alleys.

No. 109, A.,

A bill to amend the city charter of Plymouth.

M. C. No. 6, A.,

Memorial to congress for an appropriation to aid in the construction of a public bridge across Buffalo lake, in the town of Packwaukee, in the county of Marquette and state of Wisconsin.

M. C. No. 2, A.,

In relation to harbor improvements.

No. 251, A.,

A bill to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

No. 145, A.,

A bill for the relief of E. J. Pettys.

No. 250, A.,

A bill for the relief of James S. Wells.



No. 185, A.,

A bill to amend section 1319 of the revised statutes, relating to erecting and repairing bridges.

No. 133, A.,

A bill relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 237, A.,

A bill amendatory of chapter 385, laws of Wisconsin for the year 1876, entitled an act to lay out, open and establish a state road from at or near Jenny, in Lincoln county, to Westboro, in Taylor county, and to intersect the new Yellow river road in Chippewa county.

No. 108, A.,

A bill to amend section 32 of chapter 171 of the laws of 1878, relating to the public schools of the city of Watertown.

No. 38, A.,

A bill to secure to children the benefits of an elementary education.

No. 229, A.,

A bill relating to the apportionment of state taxes, and amendatory of section 1069 of chapter 48 of the revised statutes.

No. 251, A.,

A bill to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

J. W. BLACKSTONE,

*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bill, has had it under consideration, and respectfully report it correctly engrossed:

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

GEO. H. MARKHAM,

*Chairman.*

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#### REPORTS OF SELECT COMMITTEES.

The Select Committee, to whom was referred

No. 348, A.,

A bill in relation to railroads.

Have had the same under consideration, and report it back with amendments and recommend that it do pass when so amended, would further recommend that it be referred to General File and printed.

JAMES HILL,

*Select Committee.*

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The Select Committee, to whom was referred  
No. 86, A.,

A bill to authorize the commissioners of the public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

Report the same back with amendment, and recommend its passage when so amended.

L. L. POST,  
*Chairman.*

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

**MR. SPEAKER:**

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 11, S.,

A bill to appropriate to the Northern Hospital for the Insane certain sums of money therein named.

No. 12, S.,

A bill to appropriate to the Wisconsin Industrial School for Boys certain sums of money therein named.

No. 13, S.,

A bill to appropriate to the Wisconsin Institution for the Education of the Deaf and Dumb certain sums of money therein named.

No. 14, S.,

A bill to appropriate to the Wisconsin State Hospital for the Insane certain sums of money therein named.

No. 15, S.,

A bill to appropriate to the Wisconsin Institution for the Education of the Blind certain sums of money therein named.

No. 29, S.,

A bill to amend section 1810 of chapter 87 of the revised statutes of 1878, entitled of railroads.

No. 33, S.,

A bill for the relief of Adam Bleser, and to appropriate to him the sum therein named.

No. 71, S.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies.

No. 89, S.,

A bill to appropriate to Henry Bætz, late state treasurer, a sum of money therein named.

No. 146, S.,

A bill for a more vigorous enforcement of the insurance laws of the state.

No. 164, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize a new town.

No 166, S.,

A bill to amend chapter 144, laws of 1876, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Wood.

And has concurred with the assembly in amendments to

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

And has concurred with the assembly in

No. 139, A.,

A bill to extend the jurisdiction of the Yellow River Improvement Company.

And has indefinitely postponed

No 111, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to joint school district No. 1, of Mauston, Lindina and Lemonweir, in Juneau county.

No. 119, A.,

A bill relating to fumigating grain, and amendatory of section 4606 of the revised statutes of 1878.

No. 144, A.,

A bill to repeal certain provisions of section 1464 of chapter 60 of the revised statutes of 1878.

No. 227, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes, relating to game and fish.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in

No. 125, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Manitowoc in Manitowoc county.

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Mr. Washburn called up the motion made by him yesterday, to reconsider the vote by which

No 305, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grant of lands made by the third section of the act of congress, approved May 5th, 1864, to aid in the construction of the railroad described in said section, and now known as the Wisconsin Central railroad.

Was indefinitely postponed.

The ayes and noes were ordered.

Mr. Carter then moved to lay the motion to reconsider on the table, on which, also, the ayes and noes were ordered, and the motion prevailed.

The vote being as follows:

Ayes — Messrs. Ausman, Bailey, Barter, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Condit, F. T., Cox, Davison, DeGross, Eastman, Eckhardt, Fleming, Flinn, Ford, Gardiner, Geise, Greening, Haugen, Hemmi, Hemschmeyer, Ingram, Lovejoy, Markham, McDill, McRae, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Scanlon, Simpson, Spence, Spiering, Steffen, Thelen, Vincent, W. J., Webster, Williams, Withee and Zander — 52.

Noes — Messrs. Allan, J., Allen, A. C., Barry, Bentley, Blackstone, Clark, Coe, Dowing, Ellinwood, Field, Fischer, Fitzgerald, Frank, Gallett, Gilbert, Gray, Hart, Hill, Hutchinson, Johnson, Keogh, Lewis, Mason, Masse, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Ostrander, Pulcifer, Quarles, Raesser, Sanderson, Sarnow, Theisen, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Widule and Mr. Speaker — 42.

Absent or not voting — Messrs. Condit, J. D., La Due and Thomas — 3.

On motion of Mr. Carey,

The motion to reconsider the vote by which

No. 7, A.,

A bill to regulate the rate of interest.

Was indefinitely postponed, was taken up.

Mr. Fischer moved to lay the motion to reconsider on the table.

The ayes and noes being ordered, the house refused to lay the motion on the table.

The vote was:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Blackstone, Bradley, Brindley, Burdge, Carter, Coe, Condit, F. T., DeGross, Dowing, Field, Fischer, Gilbert, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, McRae, Pulcifer, Quarles, Raesser, Sarnow, Simpson, Vincent, W. J., Wall, E. C., Washburn, Widule, Withee and Mr. Speaker — 40.

Noes — Messrs. Ausman, Bailey, Barry, Bentley, Bottum, Bullock, Cady, Carel, Carey, Clark, Cox, Davison, Eastman, Eckhardt, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gray, Greening, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sanderson, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Webster, Williams and Zander — 52.

Absent or not voting — Messrs. Condit, J. D., Ellinwood, La Due, Wall, W., and Thomas — 5.

Mr. Ellinwood was paired with Mr. Thomas, who was absent, on all questions arising on this bill.

The question recurring on the motion to reconsider,

The ayes and noes were ordered.

Mr. Carter here moved a

## CALL OF THE HOUSE.

Which being ordered, the roll was called, and the following members were found to be present:

Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Masse, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Blackstone, Mason, McDill and Wall, W.

Absent with leave — Messrs. Condit, J. D., La Due and Thomas.

Mr. Carter moved that the assembly do now adjourn.

Which motion was lost, the vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Bradley, Burdge, Carter, Condit, F. T., DeGroff, Dewing, Field, Fischer, Hemschemeyer, Keogh, Markham, Pulcifer, Raesser, Sarnow, Simpson, Vincent, W. J., Wall, E. C., Washburn, Widule and Withee—24.

Noes — Messrs. Ausman, Bailey, Barry, Blackstone, Bottum, Brindley, Bullock, Cady, Carel, Carey, Clark, Coe, Cox, Davison, Eastman, Eckhardt, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gray, Greening, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, Lewis, Lovejoy, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Reynolds, Ringle, Root, Sanderson, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Webster, Williams, Zander and Mr. Speaker — 65.

Absent or not voting — Messrs. Condit, J. D., Ellinwood, Gilbert, Hart, La Due, Quarles, Thomas and Wall, W.—8.

Mr. Mills moved that all further proceedings under the call be dispensed with.

Which motion prevailed.

The vote being:

Ayes — Messrs. Ausman, Bailey, Barry, Bullock, Cady, Carel, Carey, Clark, Coe, Condit, F. T., Cox, Davison, Eastman, Eckhardt, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Ingram, Johnson, Lewis, Lovejoy, Mason, Masse, McDill, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Reynolds, Ringle, Root, Sanderson, Scanlon, Simpson, Spence, Spiering, Steffen,

Theisen, Thelen, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Webster, Williams, Zander and Mr. Speaker — 66.

Noes — Messrs. Allan, J., Allen, A. C., Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Burdge, DeGross, Dewing, Fischer, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Keogh, Markham, McRae, Quarles, Raesser, Sarnow, Vincent, W. J., Widule and Withee — 26.

Absent or not voting — Messrs. Carter, Condit, J. D., Ellinwood, La Due and Thomas — 5.

The question now being, shall the vote be reconsidered,

The ayes and noes being ordered, the motion prevailed.

The vote was:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Clark, Coe, Cox, Davison, DeGross, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gray, Greening, Haugen, Hemmi, Hemschemeyer, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, W., Washburn, Webster, Widule, Williams, Withee and Zander — 77.

Noes — Messrs. Blackstone, Dewing, Hart, Johnson, Simpson, Vincent, W. J., Wall, E. C., and Mr. Speaker — 8.

Absent or not voting — Messrs. Carter, Condit, F. T., Condit, J. D., Ellinwood, Gilbert, Hill, Hutchinson, Ingram, La Due, McDill, Sanderson and Thomas — 12.

On motion of Mr. Bailey,

All rules interfering with the immediate consideration of the bill were suspended, and

The ayes and noes being ordered,

The bill was passed by the following vote:

Ayes — Messrs. Allen, A. C., Ausman, Bailey, Barry, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Clark, Coe, Cox, Davison, DeGross, Eastman, Eckhardt, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gray, Greening, Haugen, Hemmi, Hemschemeyer, Lewis, Lovejoy, Mason, Masse, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, W., Webster, Widule, Williams and Zander — 70.

Noes — Messrs. Allan, J., Bentley, Blackstone, Carter, Condit, F. T., Dewing, Field, Hart, Hill, Hutchinson, Ingram, Johnson, Keogh, Markham, McDill, Simpson, Vincent, W. J., Wall, E. C., Washburn, Withee and Mr. Speaker — 21.

Absent or not voting — Messrs. Barter, Condit, J. D., Ellinwood, Gilbert, La Due and Thomas — 6.

On motion of Mr. Simpson,

No. 113, S.,

A bill to regulate the appointment of inspectors of election and the registration of electors in cities of over 25,000 inhabitants.

Was taken from the general file and put upon its passage.

Mr Keogh moved that the further consideration of the bill be postponed till to-morrow.

Which did not prevail.

On motion of Mr. Keogh,

The bill was made special order for to-morrow at 11 o'clock A. M.

On motion of Mr. Petersen, J. C., the rules were suspended and No. 138, S.,

A bill to amend the charter of the city of Appleton.

Was taken up, amended, read a third time and concurred in.

On motion of Mr. Carel,

No. 191, S.,

A bill to cheapen the cost of text books.

Was taken up.

Mr. Carey moved to lay the bill on the table.

The ayes and noes being ordered, the motion prevailed, and the bill was laid on the table,

The vote being as follows:

Ayes — Messrs. Allan, J., Allen, A. C., Barry, Barter, Bentley, Bradley, Burdge, Carel, Carey, Carter, Clark, Condit, F. T., Cox, Davison, DeGroff, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fleming, Ford, Frank, Gardiner, Geise, Gilbert, Gray, Hart, Hill, Hutchinson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McRae, Mills, Mullowney, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Quarles, Raesser, Ringle, Sarnow, Scanlon, Simpson, Spence, Spiering, Vincent, W. J., Washburn, Webster, Widule and Withee — 57.

Noes — Messrs. Ausman, Bailey, Blackstone, Bottum, Brindley, Cady, Coe, Dewing, Gallett, Greening, Haugen, Hemmi, Hemschmeyer, Ingram, Johnson, McDill, Melvin, Mitchell, Muckerheide, Nichols, Post, Reynolds, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Williams and Mr. Speaker — 29.

Absent or not voting — Messrs. Bullock, Condit, J. D., Fitzgerald, Flinn, La Due, Peterson, A., Root, Sanderson, Wall, E. C., Wall, W., and Zander — 11.

On motion of Mr. Flinn,

Jt. Res. No. 19, S.,

Suspending joint rules of the legislature,

Was taken up and adopted.

Mr. Carter moved that when the assembly adjourn it be till 2 o'clock P. M.

Which motion prevailed.

On motion of Mr. Post,

No. 86, A.,

A bill to authorize the commissioners of the public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

Was amended and passed.

## SENATE BILLS ON FIRST AND SECOND READING.

Read first and second times, and referred to General File.

No. 11, S.,

A bill to appropriate to the Northern Hospital for the Insane certain sums of money therein named.

No. 12, S.,

A bill to appropriate to the Wisconsin Industrial School for Boys certain sums of money therein named.

No. 13, S.,

A bill to appropriate to the Wisconsin Institution for the Education of the Deaf and Dumb certain sums of money therein named.

No. 14, S.,

A bill to appropriate to the Wisconsin State Hospital for the Insane certain sums of money therein named.

No. 15, S.,

A bill to appropriate to the Wisconsin Institution for the Education of the Blind certain sums of money therein named.

On motion of Mr. Hutchinson,

The rules were suspended, and these bills were put upon their passage.

Nos. 11, 14 and 15, S., were amended.

The bills were then concurred in by the following vote, except No. 13, S., on which a separate vote was taken:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Condit, F. T., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Flinn, Ford, Gallett, Gardiner, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hutchinson, Ingram, Johnson, Lewis, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Ringle, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker — 77.

Noes — None.

Absent or not voting — Messrs. Blackstone, Coe, Condit, J. D., Field, Fischer, Fitzgerald, Fleming, Frank, Geise, Gray, Hill, Keogh, La Due, Masse, Mullowney, Murphy, Reynolds, Root, Vincent, G. R., and Zander — 20.

No. 13, S.,

Was amended and concurred in, by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fleming, Flinn, Ford, Frank, Gilbert, Hart, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Markham, Mason, Masse, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Ostrander, Post, Pulcifer, Quarles, Raesser, Ringle, Sarnow, Simpson, Spence,



Spiering, Theisen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Zander and Mr. Speaker — 68.

Noes — Messrs. Cox, DeGroff, Gallett, Gardiner, Greening, Haugen, Hemmi, Hemschemeyer, Petersen, J. C., Peterson, A., Reynolds, Sanderson, Steffen, Thelen, Williams and Withee — 16.

Absent or not voting — Messrs. Blackstone, Bottum, Condit, J. D., Davison, Fitzgerald, Geise, Gray, La Due, Lovejoy, Murphy, Root, Scanlon and Vincent, G. R. — 13.

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On motion of Mr. Carel,  
The assembly adjourned.

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2:00 o'CLOCK P. M.

The speaker called the assembly to order.

The roll was called and the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, McRae, Melvin, Mitchell, Muckerheide, Mullooney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Root, Sarnow, Scanlon, Spence, Steffen, Theisen, Thelen, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Allen, A. C., Eckhardt, Field, Hutchinson, Masse, McDill, Mills, Ringle, Sanderson, Simpson, Spiering, Thomas, Vincent, G. R., and Webster.

Absent with leave — Messrs. Condit, J. D., and La Due.

Indefinite leave of absence was granted to Mr. Spence after this afternoon's session.

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## RESOLUTIONS INTRODUCED.

By Mr. Coe:

Res. No. 52, A.,

*Resolved*, That the chief clerk be instructed to deliver to Mr. C. A. Masse the statement and petition of citizens of Sturgeon Bay respecting bills Nos. 97 and 303, A., and Jt. Res. No. 15, A., and which was appended to the report of the committee on State Affairs upon those bills and joint resolution.

Adopted.

## REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills, to whom was referred the following bill, has had it under consideration, and respectfully report it correctly engrossed:

No. 380, A.,

A bill to appropriate to Wm. W. Johnson a sum of money therein named.

GEO. H. MARKHAM.

*Chairman.*

## EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN,  
*Executive Department,*  
MADISON, February 26, 1879.

*To the Honorable the Legislature:*

In the annual message which I had the honor to deliver to the legislature, January 9, 1879, it was stated, among other things, that "the claim of the state for deficiencies in the school sections has been admitted to the extent of about 35,000 acres, and selections are being made therefor." \* \* \*

Some expense has already been incurred in the selection of school land indemnity for expenses of the agent making the selection and the fees of the United States land offices, and I recommend the re-enactment of the law authorizing the payment of such expenditures.

In response to this recommendation, there was presented to me yesterday a bill making provision for the payment of these expenditures, but limiting the amount thus to be paid to the sum of two hundred and fifty dollars.

Inasmuch as the fees to be paid to the registers and receivers of the U. S. Land Offices are two dollars for each description located, and further claims have been admitted, swelling the aggregate quantity of land to nearly or quite 40,000 acres, I am at a loss to understand how it is expected that these lands can be selected and located and thus secured to the state, at an expense not exceeding \$250.

In the Menasha land district alone, eighty-eight descriptions have been already located, and a bill for the fees of the officers, amounting to one hundred and seventy-six dollars, is now in my hands for approval. Other similar bills will be presented from the land offices at Wausau, Bayfield, La Crosse, Eau Claire and St. Croix Falls, under the law and rulings of the department at Washington, the indemnity selections being necessarily made from lands in the district where the loss occurs.

It is impossible for me at this time to state what the aggregate of these fees and the necessary expenses of the agents sent to the land offices to make the selections will be, but in the interests of that practical economy which it has ever been my purpose to sub-

serve, I thought it my privilege no less than my duty, in person and by correspondence, and without the intervention of any agent or attorney, to press the claims of the state upon the attention of the proper officers of the United States, and when admitted to ask from the commissioners of public lands that clerks in the land office might be detailed to make the selections, and thus limit the charges therefor to their necessary traveling expenses and hotel bills.

I had hoped, also, in a similar manner to have other claims of the state recognized, and the lands selected and secured to the state. And, indeed, until the taking effect of the new revised statutes, there was ample provision for the payment of expenditures for such purposes. Whether the omission to continue these provisions was inadvertent, or was based upon the supposition that the state was not entitled to any lands, I am not advised, but the matter having been called to the attention of the legislature, of course nothing further can be done in regard to securing lands for the claims already admitted, or the admission of other claims, unless your honorable bodies deem it expedient to provide for the payment of the unavoidable expenditures.

It has occurred to me that possibly the provisions of the bill to which reference has been made, were adopted without adequate information as to the facts in the case, and, therefore, that it might not be improper for me to call attention to them, to the end that the bill may be recalled for further consideration, or such other action be had as shall be deemed advisable.

WILLIAM E. SMITH.

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### RESOLUTIONS.

By Mr. Hutchinson:

Jt. Res. No. 23, A.,

*Resolved by the assembly, the senate concurring,* That his excellency, the governor, be requested to return

No. 47, S.,

A bill to authorize the payment of expenses in securing lands to which the state is or may be entitled.

For further consideration,

Was adopted.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has amended, and concurred in as amended,

No. 352, A.,

A bill relating to the charter of the city of Portage, and amendatory of section 8 of chapter 8 of chapter 122 of the laws of 1876.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has amended, and concurred with the assembly as amended.

No. 203, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of St. Lawrence, county of Waupaca, in this state.

And has adopted, and asks the concurrence of the assembly in

Jt. Res. No. 19, S.,

Suspending joint rules of the legislature.

Jt. Res. No. 16, S.,

Providing for final adjournment.

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

Jt. Res. No. 17, S.,

Requesting the governor to return to the senate No. 143, S., for further consideration.

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 186, S.,

A bill to appropriate to the state printer a sum of money therein named.

And has amended, and asks the concurrence of the assembly in

No. 121, S.,

A bill to provide for the construction of fishways in the outlet of Big Green Lake, Green Lake county.

Returned by his excellency, the governor, in pursuance of Jt. Res. No. 15, S., for further consideration.

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Senate amendments to

No. 121, S.,

Were agreed to.

On motion of Mr. Spence,

No. 381, A.,

A bill to authorize the payment of a sum of money therein named in part payment for making two volumes in manuscripts of the reports on claims of the two houses, under a joint resolution,

Was taken from the general file and referred to committee of one, Mr. F. T. Condit.

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#### SENATE MESSAGE CONSIDERED.

The senate amendments to

Nos. 203 and 352, A.,

Were concurred in.

Jt. Res. No. 16, S.,

Was laid aside till to-morrow.

Jt. Res. No. 17, S.,

Was concurred in.

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#### SENATE BILLS ON THEIR FIRST AND SECOND READING.

Read first and second times, and referred to General File.

No. 29, S.,

A bill to amend section 1810 of chapter 87 of the revised statutes of 1878, entitled of railroads.

No. 33, S.,

A bill for the relief of Adam Bleser, and to appropriate to him the sum therein named.

No. 71, S.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies.

No. 89, S.,

A bill to appropriate to Henry Bætz, late state treasurer, a sum of money therein named.

No. 146, S.,

A bill for a more vigorous enforcement of the insurance laws of the state.

No. 164, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize a new town.

No. 166, S.,

A bill to amend chapter 144, laws of 1876, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Wood.

No. 186, S.,

A bill to appropriate to the state printer a sum of money therein named.

No. 125, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Manitowoc, in Manitowoc county.

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#### SENATE BILLS ON THEIR THIRD READING.

No. 48, S.,

A bill to amend section 2577 of the revised statutes of 1878, entitled of legal holiday.

Was read a third time and concurred in.

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#### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 80, A.,

A bill to authorize G. E. More and E. G. More to build and maintain a dam across Little Wolf river, in Waupaca county, Wisconsin.

No. 125, A.,

A bill for the repeal of all laws authorizing counties to aid in the construction of railroads.

No. 135, A.,

A bill requiring town, village, city and county clerks to keep cancellation books.

No. 220, A.,

A bill to amend section 4049 of chapter 175, revised statutes, relating to appeals and miscellaneous provisions.

No. 388, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

No. 408, A.,

A bill to amend section 1465 of chapter 60 of the revised statutes, relating to agriculture.

Were severally read a third time and passed.

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

Was amended, and read a third time and passed.

No. 358, A.,

A bill relating to the city of Beloit, and authorizing the purchase of additional cemetery grounds in that city.

Was read a third time and the title amended so as to read

No. 358, A.,

A bill relating to the city of Beloit, and authorizing the acquirement and use of additional cemetery grounds.

No. 121, A.,

A bill to appropriate to the county of Outagamie a certain sum of money therein named.

Was read a third time, and passed by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bradley, Brindley, Cady, Caryl, Carey, Clark, Coe, Condit, F. T., Davison, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, McDill, McRae, Melvin, Mills, Mitchell, Mullowney, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker — 76.

Noes — Messrs. DeGross and Vincent, W. J. — 2.

Absent or not voting — Messrs. Bentley, Blackstone, Bottum, Bullock, Burdge, Carter, Condit, J. D., Cox, Gilbert, Gray, Greening, La Due, Mason, Masse, Muckerheide, Murphy, Pulcifer, Reynolds and Thomas — 19.

No. 335, A.,

A bill to pay to John Shiel a sum of money therein named.

Was read a third time and passed. The vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Burdge, Cady, Caryl, Clark, Coe, Condit, F. T., Davison, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Hart, Hemmi, Hill, Hutchinson, Ingram, Johnson, Keogh, Lovejoy, McDill, McRae, Melvin, Mills, Mitchell, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, E. C., Wall, W., Webster, Widule, Withee, Zander and Mr. Speaker — 72.

Noes — Messrs. Ausman, Cox, DeGross, Haugen, Hemschemeyer, Peterson, A., Vincent, W. J., Washburn and Williams — 9.

Absent or not voting — Messrs. Blackstone, Bullock, Carey, Carter, Condit, J. D., Gilbert, Gray, Greening, La Due, Lewis, Markham, Mason, Masse, Muckerheide, Pulcifer and Quarles — 16.

No. 223, A.,

A bill to appropriate to James Davison the sum of two hundred and sixty-three dollars and fifty cents.

Was read a third time, and passed by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Barry, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Clark, Coe, Condit, F. T., Dewing, Eastman, Eckhardt, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Geise, Gray, Greening, Hart, Hutchinson, Ingram, Johnson, Keogh, Markham, McDill, Melvin, Mills, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., Webster, Williams, Withee, Zander and Mr. Speaker — 59.

Noes — Messrs. Ausman, Bailey, Cox, DeGross, Ellinwood, Ga

lett, Gardiner, Gilbert, Haugen, Hemmi, Lewis, Lovejoy, Peterson, A., Thomas, Vincent, W. J., Washburn and Widule — 17.

Absent or not voting — Messrs. Barter, Blackstone, Cady, Carel, Carey, Carter, Condit, J. D., Davison, Fischer, Hemschemeyer, Hill, La Due, Mason, Masse, McRae, Mitchell, Muckerheide, Mullowney, Post, Sarnow and Vincent, G. R. — 21.

No. 380, A.,

A bill to appropriate to W. W. Johnson a sum of money therein named.

Was read a third time and passed, the vote being:

Ayes — Messrs. Allan, J., Allen, A. C., Bailey, Barter, Bentley, Bottum, Brindley, Bullock, Burdge, Cady, Clark, Coe, Condit, F. T., Davison, Dewing, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Greening, Hart, Hutchinson, Ingram, Keogh, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Peterson, J. C., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., Webster, Williams, Withee and Mr. Speaker — 65.

Noes — Messrs. Ausman, Cox, DeGroff, Ellinwood, Gallett, Gardiner, Haugen, Hemmi, Mason, Masse, Peterson, A., Thomas, Vincent, G. R., Vincent, W. J., Washburn and Widule — 16.

Absent or not voting — Messrs. Blackstone, Bradley, Carey, Carter, Condit, J. D., Geise, Gilbert, Gray, Hemschemeyer, Hill, Johnson, La Due, Lewis, Lovejoy, Markham and Zander — 16.

No. 412, A.,

A bill to appropriate a sum of money to carry out the provisions of Jt. Res. No. 12, A.

Was read a third time and passed by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Bailey, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Masse, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker — 87.

Noes — None.

Absent or not voting — Messrs. Blackstone, Carey, Condit, J. D., Gilbert, Gray, Hill, La Due, McDill, Sanderson and Zander — 10.

No. 33, A.,

A bill to provide for the sale of certain lands belonging to the state of Wisconsin.

Was indefinitely postponed.

No. 349, A.,

A bill to facilitate the execution of the trusts assumed by the



state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state,

Was read a third time and passed, and the title amended so as to read:

“A bill to amend section 8 of chapter 23 of the general laws of 1879, entitled an act to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.”

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On motion of Mr. Carter,

No. 370, A.,

A bill relating to the city of Oconto,

Was taken from the General File,

The rules were suspended,

The bill amended, and read a third time and passed.

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE CONSIDERED.

No. 273, A.,

A bill relating to the distribution of public documents, and amendatory of section 357 of chapter 22 of the revised statutes of 1878.

Was laid upon the table.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes of 1878.

Was laid aside till to-morrow.

No. 394, A.,

A bill to amend sections 1967 and 1972, chapter 89 of the revised statutes, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations.

Was amended and ordered engrossed and read a third time.

No. 407, A.,

A bill to amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

The rules were suspended, the bill read a third time and passed.

No. 135, S.,

A bill to define and limit the liabilities of counties in certain cases.

Was indefinitely postponed.

## MESSAGE FROM THE SENATE

By CHARLES E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has amended, and concurred in as amended,

No. 57, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Plover, in Portage county.

No. 214, A.,

A bill to authorize William Baker and others to build and maintain a dam across and otherwise improve the South Fork of Yellow river, in Taylor county, for log-driving purposes.

No. 19<sup>a</sup>, A.,

A bill to regulate the size of the mesh of the nets used in the waters of Lake Michigan, Green Bay and Lake Superior, and to repeal section 563 of the revised statutes.

No. 13, A.,

A bill to suppress vagrancy.

No. 132, A.,

A bill to authorize the city of Jefferson to borrow money.  
And has indefinitely postponed

No. 267, A.,

A bill to provide for sentences to the state prison without fixing the time.

No. 338, A.,

A bill to amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee.

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

No. 152, A.,

A bill relating to county courts, and amendatory of section 2456 of chapter 114 of the revised statutes.

No. 75, A.,

A bill relating to elections, and amendatory of section 27 of chapter 5 of revised statutes of 1878.

No. 266, A.,

A bill in relation to religious exercises in public schools.

No. 52, A.,

A bill to repeal section 1181 of chapter 50 of the revised statutes of this state, relating to the foreclosure of tax sale certificates and sale of lands therein mentioned.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 69, S.,

A bill to revise and amend the charter of the city of Manitowoc.

No. 101, S.,

A bill to establish a board of immigration.

No. 195, S.,

A bill to amend chapter 67, laws of Wisconsin of 1879, to provide for election of justices of the peace in the city of Watertown. And has concurred with the assembly in

M. C. No. 5, A.,

Memorial to congress for an appropriation to complete the break-water and the entrance to the harbor of Refuge in Sturgeon Bay, Wisconsin.

No. 170, A.,

A bill amending section 1972, chapter 89 of the revised statutes of 1878, entitled of insurance companies.

No. 249, A.,

A bill relating to the boundary of the city of Prairie du Chien.

No. 314, A.,

A bill to lay out and establish a state road from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark.

No. 343, A.,

A bill to amend the charter of the city of Chilton.

No. 376, A.,

A bill to amend chapter 195 of the laws of 1878, entitled an act to incorporate the city of Waupun.

No. 382, A.,

A bill to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

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SENATE MESSAGE CONSIDERED.

The senate amendments to Nos. 57, 214, 198, 13 and 132, A.,  
Were concurred in.

Nos. 69 and 101, S.,

Were referred to General File.

On motion of Mr. Flinn,

All rules interfering with the immediate consideration of  
No. 195, S.,

Were suspended, and the bill read a third time and concurred in.

On motion of Mr. Carter,

All rules requiring the assembly to go into the committee of the Whole were suspended, and the General File was taken up and considered by the assembly.

No. 157, S.,

A bill to amend section 121, chapter 10 of the revised statutes of 1878, in relation to the distribution of the Blue Book.

No. 176, S.,

A bill to amend chapter 20 of the revised statutes of 1878, entitled of public printing.

No. 178, S.,

A bill to quiet the title to real estate in certain cases.

Were ordered to a third reading.

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns.

Was laid aside till to-morrow.

No. 191, A.,

A bill to appropriate to Winnebago county a sum of money therein named.

Was ordered engrossed and read a third time.

No. 348, A.,

A bill in relation to railroads.

Was, on motion of Mr. Carter, indefinitely postponed.

Mr. Carter moved that the vote whereby No. 348, A., was indefinitely postponed, be reconsidered, and that the motion be laid upon the table.

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On motion of Mr. Carter,

The assembly adjourned.

FRIDAY, FEBRUARY 28, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Coe, Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Puloifer, Quarles, Raesser, Reynolds, Sanderson, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker.

Absent — Messrs. Allen, A. C., Condit, J. D., Ford, Hutchinson, Ringle, Root, Sarnow and Thomas.

Absent with leave — Messrs. Condit, J. D., La Due and Masse.

Leaves of absence were granted to Mr. A. C. Allen till to-morrow morning; to Mr. Carel indefinitely; to Messrs. Bailey, Zander, A. Peterson and G. R. Vincent indefinitely, to commence after this morning's session; to Messrs. Blackstone, Ostrander, Carter, Mason and Quarles indefinitely, after to-day, and to Mr. Spence indefinitely after to-morrow morning's session.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 16, S.,

Relating to final adjournment.

Consideration postponed till this afternoon.

83 — A. J.

## REPORT OF STANDING COMMITTEE.

The committee on Engrossed Bills, to whom was referred the following bills, have had them under consideration, and respectfully report them correctly engrossed:

No. 255 A.,

A bill to authorize John E. Glover to build and maintain a dam across the south fork of Clam river, in Polk county, Wisconsin.

No. 326, A.,

A bill to authorize the issuing of patents to deceased persons in certain cases.

No. 339, A.,

A bill to appropriate to Michael J. Egan a sum of money therein named.

No. 63, A.,

A bill relating to the taxation of dogs, and amendatory of section 1624 of chapter 72, revised statutes of 1878.

No. 66, A.,

A bill to amend section 3329 of the revised statutes, relating to liens upon logs and timber.

No. 100, A.,

A bill to remedy the evils consequent upon the destruction of public records of Dodge county, by fire.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bill, has had it under consideration, and report it correctly engrossed:

No. 300, A.,

A bill to appropriate to J. P. C. Cottrill a sum of money therein named.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred

No. 297, A.,

A bill to change the boundaries of Shawano county.

Have had the same under consideration, and respectfully report the same correctly engrossed.

GEO. H. MARKHAM,  
*Chairman.*

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The joint committee on Claims, to whom was referred

No. 104, A.,

A bill to provide for the payment of a sum of money to Joseph B. Lovelace.

Have had the same under consideration, and for want of evidence,

report it back with the recommendation that it be indefinitely postponed.

J. T. MILLS,  
*Chairman.*

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MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate requests the return of No. 111, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to joint school district number one of Mauston, Lindina and Lemonweir, in Juneau county.

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

To the senate, for further consideration.

And asks the concurrence of the assembly in

Jt. Res. No. 20, S.,

Relating to county superintendents, and suspending Jt. Res. No. 2, A.

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SENATE MESSAGE CONSIDERED.

Jt. Res. No. 20, S.,

Was concurred in.

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MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred in the assembly amendment to

No. 138, S.,

A bill to amend to amend chapter 47 of the general laws of 1876, entitled an act to codify, consolidate and amend the act to incorporate the city of Appleton, and the several acts amendatory thereof.

And has concurred with the assembly in

Jt. Res. No. 22, A.,

Requesting the governor to return to the assembly for further consideration bill No. 281, A.

No. 319, A.,

A bill to repeal section 277 of the revised statutes, and to pro-

vide for the redemption of forfeited mortgaged lands and the re-funding of surplus money thereon.

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### SENATE BILLS ON THEIR THIRD READING.

No. 157, S.,

A bill to amend section 121, chapter 10 of the revised statutes of 1878, in relation to the distribution of the Blue Book.

The ayes and noes being required, the bill was concurred in by the following vote:

Ayes—Messrs. Allan, J., Ausman, Barry, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Coe, Cox, DeGroof, Dewing, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hemmi, Hemschmeyer, Hutchinson, Ingram, Johnson, Keogh, Lewis, Markham, Mason, McDill, McRae, Mills, Mitchell, Muckerheide, Murphy, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Raesser, Reynolds, Ringle, Sanderson, Scanlon, Simpson, Spiering, Steffen, Thelen, Vincent, W. J., Wall, E. C., Washburn, Widule, Williams, Withee and Mr. Speaker—68.

Noes—Messrs. Bailey, Condit, F. T., Davison, Ellinwood, Hill, Lovejoy, Nichols, Quarles, Spence, Theisen, Vincent, G. R., Webster and Zander—13.

Absent or not voting—Messrs. Allen, A. C., Barter, Blackstone, Carter, Clark, Condit, J. D., Hart, Haugen, La Due, Masse, Melvin, Mullenney, Root, Sarnow, Thomas and Wall, W.—16.

No. 176, S.,

A bill to amend chapter 20 of the revised statutes of 1878, entitled of public printing.

No. 178, S.,

A bill to quiet the title to real estate in certain cases.

Were severally read a third time and concurred in.

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The committee on Engrossed Bills asked and obtained leave to report at this time.

The committee on Engrossed Bills, to whom was referred

No. 325, A.,

A bill to revise, consolidate and amend the city charter of the city of Fond du Lac.

Respectfully report the same back correctly engrossed.

GEO. H. MARKHAM,  
*Chairman.*

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On motion of Mr. Spence, the rules were suspended and the bill reported by the committee on Engrossed Bills was read a third time and passed.



Mr. Fischer moved that when the assembly adjourn it be to 2 o'clock P. M.

Carried.

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### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 300, A.,

A bill to appropriate to J. P. C. Cottrill a sum of money therein named.

Was read a third time, and the ayes and noes being required, the bill was passed by the following vote:

Ayes — Messrs. Bailey, Barry, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carel, Carey, Carter, Clark, Condit, F. T., Davison, Dewing, Eastman, Eckhardt, Field, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Geise, Gray, Greening, Hem-schemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Markham, McDill, McRae, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Quarles, Raesser, Ringle, Sanderson, Scanlon, Simpson, Spence, Spiering, Steffen, Theisen, Thelen, Williams, Withee, Zander and Mr. Speaker — 61.

Noes — Messrs. Ausman, Barter, Cox, DeGroff, Ellinwood, Gallett, Gilbert, Haugen, Hemmi, Lewis, Lovejoy, Melvin, Peterson, A., Vincent, W. J., Washburn and Widule — 16.

Absent or not voting — Messrs. Allan, J., Allen, A. C., Blackstone, Coe, Condit, J. D., Gardiner, Hart, La Due, Mason, Masse, Mills, Pulcifer, Reynolds, Root, Sarnow, Thomas, Vincent, G. R., Wall, E. C., Wall, W., and Webster — 20.

The title to the bill was then amended so as to read:

A bill to appropriate to Edward C. Wall a sum of money therein named.

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### BILLS REPORTED BY A COMMITTEE OF THE WHOLE CONSIDERED.

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns.

Was, on motion of Mr. Carter, laid aside till afternoon.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendment of section 1997, chapter 91 of the revised statutes of 1878.

Was ordered engrossed and read a third time.

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### SPECIAL ORDER.

Being

No. 113, S.,

A bill to regulate the appointment of inspectors of elections and the registration of electors in cities of over 25,000 inhabitants.

Was taken up,

And the ayes and noes being ordered, the bill was passed.

The vote being:

Ayes — Messrs. Allan, J., Ausman, Bailey, Barry, Barter, Botum, Bradley, Bullock, Burdge, Cady, Carter, Clark, Coe, Cox, DeGross, Dewing, Eastman, Ellinwood, Field, Fischer, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hill, Hutchinson, Ingram, Johnson, Lewis, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Mitchell, Nichols, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Simpson, Spence, Thomas, Vincent, W. J., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker — 54.

Noes — Messrs. Bentley, Carey, Condit, F. T., Fitzgerald, Fleming, Flinn, Ford, Frank, Geise, Gray, Greening, Keogh, Muckersheid, Mullowney, Murphy, O'Flaherty, Petersen, J. C., Post, Reynolds, Ringle, Root, Scanlon, Spiering, Steffen, Theisen, Thelen, Vincent, G. R., and Wall, E. C. — 28.

Absent or not voting — Messrs. Allen, A. C., Blackstone, Brindley, Caryl, Condit, J. D., Davison, Eckhardt, Hemschemeyer, La Due, Masse, Mills, Sanderson, Sarnow, Wall, W., and Zander — 15.

Mr. Carter asked and obtained leave, to introduce the following:  
Res. No. 53, A.,

WHEREAS, The copies of the revised statutes furnished Messrs. Bailey, Gardiner and Hutchinson, members of assembly, at the commencement of the session, have by some means unknown to said gentlemen disappeared; therefore,

*Resolved*, That the superintendent of public property be directed to furnish to said Bailey, Gardiner and Hutchinson, each another copy thereof.

Which was adopted.

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Mr. Carter moved that all rules requiring the assembly to go into committee of the whole, be suspended, and the assembly take up the General File.

Which motion prevailed.

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No. 323, A.,

A bill relating to the assessment of cord wood.

Was amended, and ordered engrossed and read a third time.

No. 359, A.,

A bill to authorize the city of Chippewa Falls to issue bonds for the purpose of liquidating its indebtedness.

Was amended, the rules suspended and the bill read a third time and passed, and the title amended.

No. 33, S.,

A bill for the relief of Adam Bleser, and to appropriate to him the sum therein named.

No. 71, S.,

A bill to amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies.

No. 89, S.,

A bill to appropriate to Henry Bætz, late state treasurer, a sum of money therein named.

No. 146, S.,

A bill for a more vigorous enforcement of the insurance laws of the state.

No. 164, S.,

A bill to change the boundaries of certain towns in Lincoln county, and to organize a new town.

No. 166, S.,

A bill to amend chapter 144, laws of 1876, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Wood.

No. 186, S.,

A bill to appropriate to the state printer a sum of money therein named,

No. 125, S.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Manitowoc in Manitowoc county.

No. 29, S.,

A bill to amend section 1810 of chapter 87 of the revised statutes of 1878, entitled of railroads.

No. 101, S.,

A bill to establish a board of immigration.

Were ordered to a third reading.

No. 69, S.,

A bill to revise and amend the charter of the city of Manitowoc. Was laid aside till to-morrow.

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#### SENATE BILLS ON THEIR THIRD READING.

The rules were suspended and

Nos. 71, 125, 146, 164 and 166, S.,

Were concurred in.

No. 33, S.,

Was concurred in by the following vote:

Ayes — Messrs. Allan, J., Ausman, Barry, Barter, Bentley, Botum, Brindley, Bullock, Burdge, Cady, Carey, Clark, Coe, Condit, F. T., Cox, Davison, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Greening, Hart, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Post, Pulcifer, Raesser, Reynolds, Ringle, Root, Sanderson, Scanlon, Spence, Steffen, Theisen, Thomas, Vincent, G. R., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee, Zander and Mr. Speaker—73.

Noes — Messrs. Bailey, DeGroff, Haugen, Peterson, A., Thelen and Vincent, W. J.—6.

Absent or not voting — Messrs. Allen, A. C., Blackstone, Bradley, Carel, Carter, Condit, J. D., Fischer, Gray, La Due, Lewis, Masse, Mills, Mitchell, Mullowney, Quarles, Sarnow, Simpson and Spiering—18.

No. 101, S.,

Was concurred in by the ayes and noes,

The vote being:

Ayes — Messrs. Allan, J., Ausman, Barry, Barter, Bentley, Blackstone, Brindley, Bullock, Burdge, Cady, Clark, Cox, DeGroff, Eastman, Eckhardt, Field, Ford, Geise, Greening, Haugen, Hemmi, Hemschmeyer, Hill, Johnson, Keogh, Markham, McRae, Mills, Mitchell, Muckerheide, Murphy, O'Flaherty, Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Spence, Spiering, Steffen, Theisen, Vincent, W. J., Wall, E. C., Wall, W., Widule, Withee, Zander and Mr. Speaker—50.

Noes — Messrs. Bailey, Bottum, Bradley, Carey, Coe, Condit, F. T., Davison, Dewing, Ellinwood, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Gilbert, Gray, Hart, Hutchinson, Ingram, Lewis, Lovejoy, Mason, McDill, Melvin, Nichols, Ostrander, Petersen, J. C., Peterson, A., Reynolds, Scanlon, Thelen, Thomas, Washburn, Webster and Williams—36.

Absent or not voting — Messrs. Allen, A. C., Carel, Carter, Condit, J. D., Fischer, La Due, Masse, Mullowney, Sarnow, Simpson and Vincent, G. R.—11.

No. 29, S.,

Was indefinitely postponed.

Mr. Carter moved to reconsider the vote by which the bill was indefinitely postponed, and to lay that motion on the table.

Which motion prevailed.

No. 186, S.,

Was indefinitely postponed.

Mr. Keogh moved that the vote whereby the assembly agreed to adjourn till 2 o'clock be reconsidered.

The motion prevailed.

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On motion of Mr. Bentley,

The assembly adjourned.

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2:30 o'clock P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Barry, Barter, Blackstone, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carey, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert,

Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, McDill, McRae, Melvin, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Raesser, Ringle, Root, Sarnow, Spence, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker.

Absent—Messrs. Ausman, Bentley, Carter, Fischer, Fitzgerald, Hill, Hutchinson, Mills, Mitchell, Pulcifer, Quarles, Reynolds, Sanderson, Scanlon and Simpson.

Absent with leave—Messrs. Allen, A. C., Bailey, Carel, Condit, J. D., La Due, Masse, Vincent, G. R., and Zander.

Leaves of absence were granted to Messrs. Mullooney, Fischer and Frank, indefinitely; to Mr. Spiering after to-day's session till Monday evening, and to Mr. Carey till Monday evening.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Engrossed Bills, to whom was referred the following bills, have had them under consideration, and respectfully report them correctly engrossed:

No. 389, A.,

A bill authorizing Peter Lagoe and his associates to improve Tuppen creek, in Chippewa county, Wisconsin.

No. 360, A.,

A bill to authorize Chippewa county to issue bonds for the purpose of liquidating its indebtedness.

No. 364, A.,

A bill relating to the Madison Fire Insurance Company, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof.

No. 107, A.,

A bill relating to the civil rights of discharged convicts.

No. 194, A.,

A bill relating to assessments upon premium notes of fire insurance companies.

No. 394, A.,

A bill to amend sections 1967 and 1972, chapter 89 of the revised statutes, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations.

No. 191, A.,

A bill to appropriate to Winnebago county a sum of money therein named.

GEO. H. MARKHAM,  
*Chairman.*

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The committee on Engrossed Bills, to whom was referred the following bills, have had under consideration, and respectfully report them correctly engrossed.

No. 323, A.,

A bill relating to the assessment of cord wood.

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes of 1878.

GEO. H. MARKHAM,

*Chairman.*

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### REPORTS OF SELECT COMMITTEES.

Your Select Committee, to whom was referred

No. 404, A.,

A bill relating to every matter which may be the subject of legislation under the constitution.

Report the same back and recommend its passage.

WM. WALL,

*Committee.*

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has amended, and concurred with the assembly as amended,

No. 405, A.,

A bill relating to the revised statutes, and amending the same.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred in assembly amendments to

No. 11, S.,

A bill to appropriate to the Northern Hospital for the Insane certain sums of money therein named.

No. 13, S.,

A bill to appropriate to the Wisconsin Institution for the Education of the Deaf and Dumb certain sums of money therein named.

No. 14, S.,

A bill to appropriate to the Wisconsin State Hospital for the Insane certain sums of money therein named.

No. 15, S.,

A bill to appropriate to the Wisconsin Institution for the Education of the Blind certain sums of money therein named.

And has concurred with the assembly in

No. 325, A.,

A bill to revise, consolidate and amend the charter of the city of Foud du Lac.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly amendment to

No. 86, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

And has passed, and asks the concurrence of the assembly in

No. 197, S.,

A bill to amend section 967 of the revised statutes, and to authorize the state superintendent to fill vacancies in the office of county superintendent.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate requests the return to the senate for further consideration

No. 227, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes, relating to game and fish.

No. 52, A.,

A bill to repeal section 1181 of chapter 50 of the revised statutes of this state, relating to the foreclosure of tax-sale certificates and sale of land therein mentioned.

And has concurred with the assembly in

Jt. Res. No. 23, A.,

Requesting the governor to return to the assembly No. 47, S., for further consideration.

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Nos. 227 and 52., A.,

Were returned to the senate as requested.

Mr. Bradley moved to suspend all rules which forbid members from smoking, for the balance of the session.

Which motion did not prevail.

Mr. Hutchinson moved that all rules interfering with the immediate consideration of bills reported by the committee on Engrossed Bills, and bills beyond that stage, be suspended and the bills put on their final passage.

Which motion prevailed.

Mr. Keogh moved that

No. 89, S.,

A bill to appropriate to Henry Bætz, late state treasurer, a sum of money therein named.

The consideration of which was interrupted by the adjournment this morning, be now taken up.

Which motion prevailed.

Mr. Carter moved that the bill be indefinitely postponed.

The ayes and noes being ordered, the motion did not prevail.

The vote was as follows:

Ayes—Messrs. Barry, Blackstone, Bradley, Brindley, Carter, Condit, F. T., Cox, Davison, Fleming, Flinn, Gallett, Gardiner, Gray, Haugen, Hill, Lewis, Markham, Mason, Mitchell, Petersen, J. C., Peterson, A., Post, Reynolds, Scanlon, Spence, Steffen, Thomas, Vincent, W. J., Washburn, Williams and Withee—31.

Noes — Messrs. Allan, J., Ausman, Barter, Bentley, Bottum, Bullock, Burdge, Cady, Carey, Clark, Coe, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Ford, Frank, Geise, Gilbert, Greening, Hart, Hemmi, Hemschemeyer, Hutchinson, Ingram, Johnson, Keogh, Lovejoy, McDill, McRae, Melvin, Muckerheide, Nichols, O'Flaherty, Ostrander, Pulcifer, Quarles, Raesser, Ringle, Sanderson, Sarnow, Theisen, Thelen, Wall, E. C., Wall, W., Webster and Mr. Speaker — 49.

Absent or not voting — Messrs. Allen, A. C., Bailey, Caryl, Condit, J. D., Fischer, Fitzgerald, La Due, Masse, Mills, Mullaney, Murphy, Root, Simpson, Spiering, Vincent, G. R., Widule and Zander — 17.

The bill was then read a third time and concurred in, by the following vote:

Ayes — Messrs. Allan, J., Ausman, Barry, Barter, Bentley, Bottum, Bullock, Burdge, Cady, Carey, Clark, Coe, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Ford, Frank, Gallett, Geise, Gilbert, Greening, Hart, Hemmi, Hemschemeyer, Hutchinson, Ingram, Johnson, Keogh, McDill, McRae, Melvin, Muckerheide, Nichols, Ostrander, Pulcifer, Quarles, Raesser, Ringle, Sanderson, Sarnow, Theisen, Thelen, Wall, E. C., Wall, W., Webster and Mr. Speaker — 49.

Noes — Messrs. Bradley, Brindley, Carter, Condit, F. T., Cox, Davison, Fleming, Flinn, Gardiner, Gray, Haugen, Lewis, Lovejoy, Markham, Mason, Mitchell, O'Flaherty, Petersen, J. C., Peterson, A., Post, Reynolds, Scanlon, Spence, Steffen, Thomas, Vincent, W. J., Washburn, Williams and Withee — 29.

Absent or not voting — Messrs. Allen, A. C., Bailey, Blackstone, Caryl, Condit, J. D., Fischer, Fitzgerald, Hill, La Due, Masse, Mills,



Mullowney, Murphy, Root, Simpson, Spiering, Vincent, G. R., Widule and Zander — 19.

Mr. Blackstone offered the following:

Res. No. 54, A.,

*Resolved*, That the copies of the revised statutes now in the custody of the several standing committees, inasmuch as they have been used and are no longer salable, be allowed to be retained by the clerks of said committees.

Which the assembly refused to adopt.

### ASSEMBLY BILLS ON THEIR THIRD READING.

No. 66, A.,

A bill to amend section 3329 of the revised statutes, relating to liens upon logs and timber.

Was indefinitely postponed.

No. 63, A.,

A bill relating to the taxing of dogs, and amendatory of section 1624 of the revised statutes of the year 1878.

Mr. DeGross moved that the bill be indefinitely postponed.

The ayes and noes being ordered, the motion was lost.

The vote being:

Ayes — Messrs. Ausman, Barry, Barter, Bentley, Blackstone, Burdge, Cady, DeGross, Eastman, Gallett, Gardiner, Gilbert, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Lewis, Lovejoy, Raesser, Sanderson, Simpson, Spence, Vincent, W. J., Washburn, Webster and Widule — 29.

Noes — Messrs. Allan, J., Bottum, Bradley, Brindley, Bullock, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, Dewing, Eckhardt, Fleming, Flinn, Ford, Frank, Geise, Gray, Greening, Johnson, Keogh, Mason, McDill, McRae, Melvin, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Quarles, Reynolds, Ringle, Root, Sarnow, Scanlon, Spiering, Steffen, Theisen, Thelen, Thomas, Wall, E. C., Wall, W., Williams, Withee and Mr. Speaker — 52.

Absent or not voting — Messrs. Allen, A. C., Bailey, Caryl, Condit, J. D., Ellinwood, Field, Fischer, Fitzgerald, La Due, Markham, Masse, Mills, Mullowney, Pulcifer, Vincent, G. R., and Zander — 16.

The bill was then passed, and the title was amended so as to read:

A bill to repeal sections 1623, 1624 and 1625 of the revised statutes.

No. 100, A.,

A bill to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

No. 107, A.,

A bill relating to the civil rights of discharged convicts.

No. 364, A.,

A bill relating to the Madison Fire Insurance Company, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof.

No. 255, A.,

A bill to authorize John E. Glover to build and maintain a dam across the south fork of Clam river, Wisconsin.

No. 326, A.,

A bill to authorize the issuing of patents to deceased persons in certain cases.

Were read a third time and passed.

No. 360, A.,

A bill to authorize Chippewa county to issue bonds for the purpose of liquidating its indebtedness.

Was amended and read a third time, and the title amended so as to read:

A bill to authorize Chippewa county to issue bonds for the purpose of funding its bonded indebtedness.

No. 194, A.,

A bill relating to assessments upon premium notes of fire insurance companies.

Was passed, and the title amended so as to read:

A bill relating to license fees to be paid by fire insurance companies incorporated under the laws of this state.

No. 237, A.,

A bill to change the boundaries of Shawano county.

No. 389, A.,

A bill authorizing Peter Lagoe and his associates to improve Tupper creek, in Chippewa county, Wisconsin.

Were indefinitely postponed.

No. 394, A.,

A bill to amend sections 1967 and 1972, chapter 89 of the revised statutes, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations.

Passage refused.

Mr. Hutchinson moved to reconsider the vote by which the assembly refused to pass this bill.

Mr. Spence moved to lay that motion on the table.

Which motion prevailed.

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## RESOLUTIONS INTRODUCED.

By Mr. Pulcifer:

Jt. Res. No. 24, A.,

*Resolved by the assembly, the senate concurring,* That leave be granted to introduce a bill to correct the act passed at this session, entitled "an act to change the boundaries of the counties of Shawano and Oconto, and to create the counties of Marinette and New," by inserting the word "one," after the word "thirty," in the 9th line of section 12 of printed bill, as reported by the committee.

Lost.

No. 339, A.,

A bill to appropriate to Michael J. Egan a sum of money therein named.

Was read a third time, and passed by the following vote:

Ayes — Messrs. Barry, Bentley, Bottum, Brindley, Cady, Carey, Coe, Condit, F. T., Davison, Dewing, Fleming, Flinn, Ford, Frank, Geise, Gilbert, Gray, Greening, Hart, Hill, Ingram, Keogh, Lewis, McDill, McRae, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Post, Quarles, Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Spence, Spiering, Steffen, Theisen, Thelen, Wall, E. C., Wall, W., Washburn and Mr. Speaker — 48.

Noes — Messrs. Ausman, Barter, Bradley, Burdge, Carter, Cox, DeGroff, Eastman, Eckhardt, Ellinwood, Gallett, Gardiner, Haugen, Hemmi, Hemschemeyer, Hutchinson, Lovejoy, Markham, Mason, Peterson, A., Pulcifer, Sanderson, Thomas, Vincent, W. J., Widule, Williams and Withee — 27.

Absent or not voting — Messrs. Allan, J., Allen, A. C., Bailey, Blackstone, Bullock, Carel, Clark, Condit, J. D., Field, Fischer, Fitzgerald, Johnson, La Due, Masse, Melvin, Mills, Mallowney, Petersen, J. C., Simpson, Vincent, G. R., Webster and Zander — 22.

No. 191, A.,

A bill to appropriate to Winnebago county a sum of money

Was passed, the vote being:  
therein named.

Ayes — Messrs. Allan, J., Ausman, Barter, Bentley, Bradley, Brindley, Burdge, Cady, Carey, Carter, Coe, Condit, F. T., Davison, Dewing, Eastman, Ellinwood, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gray, Greening, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Mason, McRae, Mitchell, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Post, Raesser, Root, Sanderson, Scanlon, Simpson, Spiering, Steffen, Theisen, Thomas, Wall, E. C., Wall, W., Washburn, Webster, Widule, Withee and Mr. Speaker — 56.

Noes — Messrs. Barry, DeGroff, Eckhardt, Hart, Haugen, Hemmi, Markham, Peterson, A., Vincent, W. J., and Williams — 10.

Absent or not voting — Messrs. Allen, A. C., Bailey, Blackstone, Bottum, Bullock, Carel, Clark, Condit, J. D., Cox, Field, Fischer, Fitzgerald, Gilbert, La Due, Lewis, Lovejoy, Masse, McDill, Melvin, Mills, Mallowney, Petersen, J. C., Pulcifer, Quarles, Reynolds, Ringle, Sarnow, Spence, Thelen, Vincent, G. R., and Zander — 31.

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes.

No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors.

No. 323, A.,

A bill relating to the assessment of cord wood.

Were read a third time and passed, and the title amended so as to read as follows:

A bill to amend section 1040, chapter 48 of the revised statutes, relative to the assessment of personal property.

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#### SENATE MESSAGE CONSIDERED.

On motion of Mr. Brindley,  
All rules were suspended, and  
No. 197, S.,  
Was read a third time, and concurred in.

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Mr. Withee asked unanimous consent to take  
No. 191, S.,  
A bill to cheapen the cost of text books.  
From the table.  
Objected to.

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#### MESSAGE FROM THE GOVERNOR.

STATE OF WISCONSIN,  
*Executive Department,*  
MADISON, February 28, 1879.

*To the Honorable the Assembly:*

Complying with request contained in joint resolution No. 22, A., I return herewith for your further consideration,

No. 291, A.,

A bill to legalize the organization of Greenwood Cemetery Association of Reedsburg, Sauk county, and the acts of the trustees thereof.

WILLIAM E. SMITH.

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Mr. Reynolds moved to reconsider the vote by which  
No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county,

Was indefinitely postponed,

Which motion prevailed.

The bill was then amended and passed.

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns.

Mr. Carter moved that the bill be referred to select committee of one, Mr. Hill, with instruction that he do not return it to the assembly.

Which motion was lost.

The substitute was adopted.

Mr. Mason moved to indefinitely postpone.

Which motion was lost.

Mr. Keogh offered the following amendment:

Amend by striking out \$2,200, where it occurs in the substitute, and insert \$1,000.

The ayes and noes being ordered, the amendment was rejected, the vote being:

Ayes — Messrs. Bradley, Carey, Davison, Fleming, Flinn, Frank, Gray, Johnson, Keogh, Mason, Murphy, Nichols, O'Flaherty, Root, Sarnow, Scanlon and Simpson—17.

Noes — Messrs. Allan, J., Ausman, Barry, Barter, Bentley, Brindley, Bullock, Burdge, Carter, Clark, Coe, Condit, F. T., Cox, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Ford, Gallett, Gardiner, Geise, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hutchinson, Ingram, Lewis, Lovejoy, McDill, McRae, Melvin, Mitchell, Muckerheide, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Raesser, Ringle, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W. Washburn, Webster, Widulo, Williams, Withee and Mr. Speaker — 60.

Absent or not voting — Messrs. Allen, A. C., Bailey, Blackstone, Bottum, Cady, Carel, Condit, J. D., Fischer, Hill, La Due, Markham, Masse, Mills, Mullowney, Quarles, Reynolds, Sanderson, Spence, Vincent, G. R., and Zander—20.

The bill was then read a third time and passed, by the following vote:

Ayes — Messrs. Allan, J., Ausman, Barry, Barter, Bentley, Bottum, Bullock, Burdge, Cady, Carter, Clark, Coe, Condit, F. T., Cox, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fitzgerald, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Lewis, Lovejoy, McDill, McRae, Melvin, Mitchell, Muckerheide, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Raesser, Ringle, Sanderson, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker — 64.

Noes — Messrs. Bradley, Brindley, Carey, Davison, Fleming, Flinn, Johnson, Keogh, Mason, Murphy, Nichols, Ostrander, Reynolds, Root, Sarnow, Scanlon, Simpson and Spiering — 18.

Absent or not voting — Messrs. Allen, A. C., Bailey, Blackstone, Carel, Condit, J. D., Fischer, Gray, La Due, Markham, Masse, Mills, Mullowney, Quarles, Vincent, G. R., and Zander — 15.

## EXECUTIVE COMMUNICATION.

STATE OF WISCONSIN,

*Executive Department,*

MADISON, Feb. 28, 1879.

*To the honorable, the assembly:*

I have the honor to comply with your request contained in Jt. Res. No. —, and return herewith for further consideration  
No. 47, S.,

A bill to authorize the payment of expenses in securing lands to which the state is or may be entitled.

WILLIAM E. SMITH.

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Mr. Hutchinson moved that the vote by which

No. 47, S.,

A bill to authorize the payment of expenses in securing lands to which the state is or may be entitled,

Was indefinitely postponed,

Be reconsidered,

Which motion prevailed.

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On motion of Mr. Spence,

The assembly adjourned till 9:30 this evening.

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9:30 o'CLOCK P. M.

The speaker called the assembly to order.

The roll was called, and the following members answered to their names:

Messrs. Allen, A. C., Ausman, Barry, Barter, Bentley, Blackstone, Bottum, Bradley, Bullock, Burdge, Cady, Carey, Clark, Coe, Cox, Davison, DeGroff, Dewing, Eastman, Ellinwood, Fischer, Fitzgerald, Fleming, Flinn, Ford, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, McRae, Melvin, Mills, Muckerheide, Murphy, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spence, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Washburn, Widule, Williams, Withee and Mr. Speaker.

Absent — Messrs. Allan, J., Brindley, Carter, Condit, F. T.,

Field, McDill, Mitchell, Reynolds, Spiering, Wall, W., and Webster.

Absent with leave — Messrs. Bailey, Carel, Condit, J. D., Eckhardt, La Due, Masse, Mullowney, Vincent, G. R., and Zander.

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#### LEAVES OF ABSENCE

Were granted

To Mr. Ingram indefinitely.

To Messrs. McDill, Allan, J., and Mitchell till to-morrow morning.

To Mr. Barter indefinitely after this evening's session.

To Mr. Ford indefinitely after to-morrow.

To Messrs Johnson and Fitzgerald till Monday evening.

And to Mr. Sanderson after to-morrow till Monday.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 16, S.,  
Fixing time for final adjournment,  
Was, on motion of Mr. Bentley,  
Postponed till to-morrow.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1875, chapter 182 of the laws of 1876, and chapter 293 of the laws of 1877.

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#### MESSAGE FROM THE SENATE.

By CHARLES E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has amended, and concurred in as amended,

No. 155, A.

A bill relating to the city of Benoit and authorizing the improvement and use of additional sanitary systems within city.

And was concurred with the assembly in

No. 156, A.

A bill to amend chapter 20 of the revised statutes, relating to the assessment of taxes, and chapter 21 of the revised statutes, relating to the collection of taxes, and chapter 22 of the revised statutes, relating to taxes sold at public sale.

### MESSAGES FROM THE SENATE.

By Elias E. Jones, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has returned to the assembly the following bills:

No. 157, S.

A bill to authorize the payment of expenses in securing lands to which the state may have claim.

And was amended and reported as amended.

No. 158, A.

A bill to amend chapter 20 of the revised statutes, relating to the assessment of taxes, and chapter 21 of the revised statutes, relating to the collection of taxes, and chapter 22 of the revised statutes, relating to taxes sold at public sale.

No. 159, S.

A bill relating to charitable, benevolent and fraternal societies and associations.

And was passed and asks the concurrence of the assembly in

No. 160, S.

A bill to prevent the obstruction of the navigable waters of the St. Louis river in the state of Wisconsin.

### SENATE MESSAGES CONSIDERED.

No. 157, S.

A bill to authorize the payment of expenses in securing lands to which the state may have claim.

Mr. Hutchinson offered the following amendment to the bill.

Amendment by striking out the proviso and inserting in lieu thereof: "And there is hereby appropriated out of said funds, a sum sufficient to pay such expenses."

Which was adopted.

The bill was then concurred in by the following vote:

Ayes—Messrs. Allen, A. C. Ausman, Barry, Barker, Bentley, Boyum, Bradley, Brindley, Bullock, Burdick, Carv, Carey, Clark, Cox, Cox, DeGroot, Dewing, Eastman, Ellsworth, Field, Fischer,



Ford, Gallett, Gardiner, Gilbert, Gray, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Ingram, Johnson, Lewis, Lovejoy, Markham, McRae, Melvin, Mills, Mitchell, Nichols, Ostrander, Peterson, A., Pulcifer, Quarles, Raesser, Ringle, Sanderson, Sarnow, Simpson, Theisen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Withee and Mr. Speaker—60.

Noes—Messrs. Davison, Fitzgerald, Fleming, Frank, Geise, Hart, Keogh, Mason, Muckerheide, Murphy, O'Flaherty, Petersen, J. C., Post, Reynolds, Root, Scanlon, Spence and Williams—18.

Absent or not voting—Messrs. Allan, J., Bailey, Blackstone, Carel, Carter, Condit, F. T., Condit, J. D., Eckhardt, Flinn, Greening, La Due, Masse, McDill, Mullowney, Spiering, Steffen, Thelen, Vincent, G. R., and Zander—19.

The senate amendments to

Nos. 263, 358, and 24, A.,

Were concurred in.

No. 110, S.,

Was read first and second times, and referred to General File.

Mr. Quailes moved to reconsider the vote by which

No. 157, S,

A bill to amend section 121 of chapter 10 of the revised statutes, in relation to the distribution of the Blue Book,

Was concurred in.

Which motion prevailed.

The bill was then amended and concurred in by the following vote:

Ayes—Messrs. Allen, A. C., Ausman, Barry, Bentley, Bottum, Brindley, Bullock, Burdge, Cady, Carey, Clark, Coe, Cox, DeGoff, Dewing, Eastman, Eckhardt, Field, Fischer, Fleming, Flinn, Ford, Gallett, Gardiner, Geise, Gilbert, Gray, Haugen, Hemmi, Hemschemeyer, Hutchinson, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, McRae, Melvin, Mitchell, Muckerheide, Murphy, Nichols, Ostrander, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Scanlon, Simpson, Steffen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams and Withee—66.

Noes—Messrs. Bradley, Davison, Ellinwood, Frank, Hart, Hill and Mr. Speaker—7.

Absent or not voting—Messrs. Allan, J., Bailey, Barter, Blackstone, Carel, Carter, Condit, F. T., Condit, J. D., Fitzgerald, Greening, Ingram, La Due, Masse, McDill, Mills, Mullowney, O'Flaherty, Sanderson, Sarnow, Spence, Spiering, Theisen, Vincent, G. R., and Zander—24.

Mr. Melvin moved that the assembly do now adjourn.

Which motion did not prevail.

Mr. Spence moved to suspend all rules requiring the assembly to go into Committee of the Whole, and that bills be considered by the Assembly.

No. 104, A.,

A bill to provide for the payment of a sum of money to Joseph B. Lovelace.

Was indefinitely postponed.

No. 110, S.

A bill to prevent the obstruction of the navigable waters of the St. Croix river in the state of Wisconsin.

Was ordered to a third reading.

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On motion of Mr. DeGroff,

The assembly adjourned till 9 o'clock to-morrow morning.

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SATURDAY, MARCH 1, 1878.

The assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Barry, Barter, Bentley, Bottum, Bradley, Brindley, Bullock, Burdge, Cady, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fleming, Flinn, Ford, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschmeyer, Hill, Johnson, Lewis, Markham, McRae, Melvin, Mitchell, Muckerheide, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Raesser, Reynolds, Ringle, Root, Sarnow, Scanlon, Spence, Steffen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker.

Absent—Messrs. Allen, A. C., Carey, Frank, Hatchinson, Keogh, Lovejoy, McDill, Mills, Murphy, Sanderson, Simpson, Theisen and Wall, W.

Absent with leave—Messrs. Bailey, Blackstone, Carel, Condit, J. D., Fitzgerald, Ingram, La Due, Mason, Masse, Mullowney, Ostrander, Quarles, Spiering, Vincent, G. R., and Zander.

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#### LEAVES OF ABSENCE

Were granted

To Messrs. Frank and Bradley indefinitely, after morning session.

To Messrs. Muckerheide and Gardiner after this morning session till Monday evening.

Mr. Ellinwood moved that when the assembly adjourn it be till Monday evening at 7:30 o'clock.

The ayes and noes being ordered,

The motion did not prevail.

The vote being as follows:

Ayes — Messrs. Allan, J., Bentley, Brindley, Bullock, Cady, Dewing, Eastman, Ellinwood, Fischer, Fleming, Flinn, Ford, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Ostrander, Petersen, J. C., Pulcifer, Raesser, Steffen, Theisen, Thelen, Thomas, Wall, E. C., Wall, W., and Washburn — 36.

Noes — Messrs. Allen, A. C., Ausman, Barry, Barter, Burdge, Carter, Clark, Coe, Cox, Davison, DeGroff, Eckhardt, Field, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Lewis, Lovejoy, Markham, McRae, Peterson, A., Post, Ringle, Root, Sarnow, Scanlon, Simpson, Spence, Vincent, W. J., Webster, Widule, Williams, Withee and Mr. Speaker — 36.

Absent or not voting — Messrs. Bailey, Blackstone, Bottum, Bradley, Carel, Carey, Condit, F. T., Condit, J. D., Fitzgerald, Frank, Ingram, Johnson, Keogh, La Due, Mason, Masse, McDill, Mullooney, Murphy, Quarles, Reynolds, Sanderson, Spiering, Vincent, G. R., and Zander — 25.

Mr. Mills moved that when the assembly adjourn it be till 8 o'clock P. M.

The ayes and noes being ordered,

The motion prevailed.

The vote was:

Ayes — Messrs. Allan, J., Bentley, Bottum, Bullock, Cady, Davison, Dewing, Eastman, Ellinwood, Fischer, Fleming, Flinn, Ford, Gallett, Gardiner, Geise, Gilbert, Gray, Hart, Hemschemeyer, Melvin, Mills, Mitchell, Muckerheide, Nichols, Ostrander, Petersen, J. C., Pulcifer, Raesser, Root, Steffen, Theisen, Thelen, Thomas, Wall, E. C., Wall, W., and Washburn — 37.

Noes — Messrs. Allen, A. C., Ausman, Barry, Barter, Brindley, Burdge, Carter, Clark, Coe, Cox, DeGroff, Eckhardt, Field, Greening, Haugen, Hemmi, Hill, Hutchinson, Lovejoy, Markham, McRae, Peterson, A., Post, Reynolds, Ringle, Sarnow, Simpson, Spence, Vincent, W. J., Webster, Widule, Williams, Withee, and Mr. Speaker — 34.

Absent or not voting — Messrs. Bailey, Blackstone, Bradley, Carel, Carey, Condit, F. T., Condit, J. D., Fitzgerald, Frank, Ingram, Johnson, Keogh, La Due, Lewis, Mason, Masse, McDill, Mullooney, Murphy, O'Flaherty, Quarles, Sanderson, Scanlon, Spiering, Vincent, G. R., and Zander — 26.

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#### RESOLUTIONS INTRODUCED.

By Mr. Carter:

Jt. Res. No. 25, A.,

*Resolved by the assembly, the senate concurring,* That the joint resolution respecting the introduction of new business is hereby suspended, to allow the Select Committee to whom was referred

the subject of lighting the capitol to authorize the governor to negotiate with manufacturers of electric light machines for the necessary machinery to light the senate and assembly chambers and dome of the capitol with the electric light.

Was adopted.

By Mr. McRae:

St. Res. No. 26, A.,

*Resolved by the assembly, the senate concurring,* That the governor is hereby requested to return to the assembly without his signature, bill No. 237, A., for further consideration.

Adopted.

By Mr. Spence:

Res. No. 55, A.,

*Resolved,* That no more reports be received, after the passage of this resolution, from select committees of this house.

Adopted.

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The speaker called Mr. Bentley to the chair.

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By Mr. E. C. Wall:

Res. No. 56 A.,

*Resolved,* That the thanks of the assembly are tendered to the Hon. D. M. Kelly, speaker, for the impartial, prompt and efficient manner in which he has discharged his official duties during the session.

By Mr. Fleming:

Res. No. 57, A.,

*Resolved,* That the thanks of this assembly are due and are hereby tendered to Mr. Miletus Knight, sergeant-at-arms of the assembly, and his assistants, for the courteous and efficient manner in which they have discharged the duties of their respective positions.

Adopted.

By Mr. Reynolds:

Res. No. 58, A.,

*Resolved,* That the thanks of this assembly are due and are hereby tendered to the chief clerk, John E. Eldred, Esq., and his assistants, for the courtesy and zeal uniformly displayed by them, and the satisfactory and creditable manner in which they have discharged their respective duties.

Adopted.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills report the following bills correctly enrolled:

No. 203, A.,

A bill to authorize the commissioners of public lands to loan a

portion of the trust funds of the state to the town of St. Lawrence, county of Waupaca, in this state.

M. C. No. 5, A.,

A memorial to congress for an appropriation to complete the breakwater and entrance to the Harbor of Refuge in Sturgeon Bay, Wisconsin.

No. 319, A.,

A bill to repeal section 277 of the revised statutes, and to provide for the redemption of forfeited mortgaged lands and the refunding of surplus money thereon.

No. 132, A.,

A bill to authorize the city of Jefferson to borrow money.

No. 343, A.,

A bill to amend the charter of the city of Chilton.

No. 249, A.,

A bill relating to the boundary of the city of Prairie du Chien.

No. 170, A.,

A bill amending section 1972, chapter 89 of the revised statutes of 1878, by inserting in third line of said section, after the words except millers, the words town insurance companies.

No. 88, A.,

A bill for the preservation of trout in the waters of Marathon county, Wisconsin.

No. 314, A.,

A bill to lay out and establish a state road from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark.

No. 193, A.,

A bill to authorize William Wilson, Andrew Taintor, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to erect and maintain a dam across Yellow river, in Barron county.

No. 187, A.,

A bill to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

No. 139, A.,

A bill to amend chapter 170 of the private and local laws of the year 1857, entitled an act to incorporate the Yellow River Improvement Company, and chapter one hundred and sixteen (116) of the private and local laws of 1871, entitled an act to amend chapter 186 of the private and local laws of 1869, entitled an act to amend chapter 398 of the private and local laws of 1868, entitled an act to amend chapter 170 of the private and local laws of 1857, entitled an act to incorporate the Yellow River Improvement Company, and the acts amendatory thereto.

No. 382, A.,

A bill to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

A. P. ELLINWOOD,  
*Acting Chairman.*

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 390, A.,

A bill relating to the Sturgeon Bay Co., and amendatory of section 4 of chapter 228 of the laws of 1876.

No. 374, A.,

A bill relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes.

No. 362, A.,

A bill relating to the organization of corporations, and amendatory of section 1780 of the revised statutes.

No. 309, A.,

A bill in relation to lost commissions of officers in the military service.

No. 307, A.,

A bill relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878.

No. 351, A.,

A bill to legalize the acts of Leeds Center school district, Columbia county.

No. 302, A.,

A bill to provide for the improvement of Mondeau creek for log-driving purposes.

No. 282, A.,

A bill to provide for the reassessment of benefits in the construction of drains, where the original assessment is declared void.

No. 265, A.,

A bill to further protect life and limb.

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled of municipal court of Milwaukee county.

No. 253, A.,

A bill to protect and preserve fish in lakes Winnebago, Little Butte des Morts, Butte des Morts, Winneconne, Poygan, Apuckaway, Buffalo, and the waters of the upper and lower Fox rivers, including all streams, creeks, sloughs, bayous, marshes or waters adjacent or tributary thereto.

No. 245, A.,

A bill to amend section 450 of the revised statutes, relating to certificates and examinations of teachers.

No. 236, A.,

A bill to amend sections 1, 2, 3 and 4 of chapter 6 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof, in relation to the taking of property for streets and other public purposes in said city.

No. 14, A.,

A bill to regulate the times of holding the circuit court in Juneau county.

No. 222, A.,

A bill relating to the terms of the county court of Milwaukee county, and amendatory of section 2469 of the revised statutes of 1878.

No. 186, A.,

A bill to repeal sections 1, 2 and 3 of chapter 168 of the private and local laws of 1854, relating to the construction and maintaining of a flume in the second ward of the city of Milwaukee.

No. 175, A.,

A bill authorizing justices of the peace elected in the several wards of the city of Madison to keep an office and to perform their duties in any part of said city.

No. 126, A.,

A bill to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

No. 123, A.,

A bill to change the name of the military organization of the state of Wisconsin, and to amend chapter 37, revised statutes of 1878.

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

No. 90, A.,

A bill to appropriate to the county of Green Lake a certain sum of money therein named.

No. 82, A.,

A bill relating to the municipal court of Milwaukee county.

No. 270, A.,

A bill fixing the terms of the circuit court in certain counties, in the eleventh judicial circuit.

No. 276, A.,

A bill to provide for the sale of certain Wisconsin reports.

No. 366, A.,

A bill to legalize the official acts of Albert G. Cole as court commissioner.

No. 19, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county treasurer.

No. 244, A.,

A bill to amend an act to incorporate the city of Oconomowoc. And has refused to order to a third reading

No. 102, A.,

A bill to repeal sections 1636, 1637, 1638 and 1630 of the revised statutes, entitled of dogs and wild animals.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has indefinitely postponed

No. 7, A.,

A bill to regulate the rate of interest.

And has concurred with the assembly in the passage of

No. 349, A.,

A bill to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively, June 3, 1856, and May 5, 1864, to aid in the construction of certain railroads in said state.

No. 377, A.,

A bill to incorporate the city of Seymour.

No. 121, A.,

A bill to appropriate to the county of Outagamie a certain sum of money therein named.

No. 412, A.,

A bill to appropriate a sum of money to carry out the provisions of Jt. Res. No. 12, A.

And has passed, and asks the concurrence of the assembly in

No. 196, S.

A bill requiring testers used in determining the grade of grain to be sealed, and prescribing the method of use.

And has concurred in the assembly amendments to

No. 47, S.,

A bill to authorize the payment of expenses in securing lands to which the state is or may be entitled.

No. 157, S.,

A bill to amend section 121, chapter 10 of the revised statutes of 1878, in relation to the distribution of the Blue Book.

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MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred in assembly amendments to

No 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

And returns to the assembly without further action

No. 52, A.,

A bill to repeal section 1181 of chapter 50 of the revised statutes of this state, relating to the foreclosure of tax sale certificates and sale of lands therein mentioned.



No. 227, A.,

A bill to amend section 4565 of chapter 185 of the revised statutes, relating to game and fish.

And asks the concurrence of the assembly in

Jt. Res. No. 21, S.,

Requesting the governor to return to the senate for correction of title.

No. 77, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across Red Cedar river in Burnett county.

No. 78, S.,

A bill to authorize the Knapp, Stout & Co. company to erect and maintain a dam across the Yellow river in Barron county.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR SPEAKER:

I am directed to inform you that the senate has passed

Res. No. 34, S.,

Requesting the return to the senate of

No. 102, A.,

A bill to repeal sections 1626, 1627, 1628 and 1630 of chapter 72 of the revised statutes, entitled of wild animals,

For further consideration.

Said bill returned to senate.

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Mr. Spence moved to amend the title to

No. 394, A.,

A bill to amend sections 1967 and 1972, chapter 89 of the revised statutes, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations.

So as to read as follows:

A bill to protect the state against insolvent and unauthorized insurance companies and unauthorized insurance agents.

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#### SENATE BILLS ON THEIR THIRD READING.

No. 110, S.,

A bill to prevent the obstruction of the navigable waters of the St. Croix river in the state of Wisconsin.

Mr. Reynolds moved that the bill be indefinitely postponed,

Which motion did not prevail.

The assembly then refused to concur in the bill.

BILLS REPORTED BY A COMMITTEE OF THE WHOLE,  
CONSIDERED.

No. 196, S.,

A bill requiring testers used in determining the grade of grain to be sealed, and prescribing the method of their use.

No. 69, S.,

A bill to revise and amend the charter of the city of Manitowoc.  
Were ordered to a third reading.

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Indefinite leave of absence was granted to Mr. Dewing.

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Mr. Carter moved to suspend all rules requiring the assembly to go into committee of the whole, and that the assembly proceed to the consideration of bills.

Carried.

No. 404, A.,

A bill relating to every matter which may be the subject of legislation under the constitution.

Was declared out of order by the speaker.

On motion of Mr. DeGroat,

Assembly Rule No. 7 was suspended during the morning hour.

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On motion of Mr. Spence,

The assembly took a recess till 11 o'clock.

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11 o'clock A.M.

The speaker called the assembly to order.

The speaker called Mr. Wm. Wall to the chair,

And after some discussion, Mr. Wall called Mr. Carter to the chair.

## RESOLUTION INTRODUCED.

By Mr. Pulcifer:

Res. No. 59, A.,

*Resolved*, That the thanks of this assembly are hereby tendered to the reporters of the daily press for the many favors received, and the courtesies shown to members during the present session.

Adopted.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 359, A.,

A bill to authorize the city of Chippewa Falls to issue bonds for the purpose of liquidating its indebtedness.

No. 360, A.,

A bill to authorize Chippewa county to issue bonds for the purpose of liquidating its indebtedness.

No. 113, A.,

A bill to amend sections 4 and 5, chapter 203, laws of Wisconsin of 1878, entitled an act to provide for laying out and establishing a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

No. 80, A.,

A bill to authorize G. E. More and E. G. More to build and maintain a dam across Little Wolf river, in Waupaca county, Wisconsin. And has amended, and concurred in as amended.

No. 72, A.,

A bill to amend section 1121 of chapter 49 of the revised statutes, relative to the collection and payment of taxes.

And has adopted and asks the concurrence of the assembly in

Jt. Res. No. 12, S.,

Amending joint rules of senate and assembly.

And has passed, and asks the concurrence of the assembly in,

No. 54, S.,

A bill to amend section 731 of the revised statutes of 1878, entitled of the county board.

No. 132, S.,

A bill to provide for laying out and establishing a road from the city of Milwaukee to White Fish Bay.

No. 159, S.,

A bill to amend sub-chapter 10 of section 1038 of chapter 48 of the revised statutes of 1878, entitled of assessment of taxes.

No. 171, S.,

A bill relating to the government of the city of Milwaukee.

Mr. Flinn moved that the senate message be now taken up.  
Which was agreed to.

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Jt. Res. No. 12, S.,

Was adopted.

Nos. 54, 132, 159 and 171, S.,

Were read first and second times, and referred to General File.

Mr. Quarles moved that all rules requiring the assembly to go into Committee of the Whole be suspended, and that the assembly consider the bills now in the General File.

Which prevailed.

Nos. 54 and 171, S.,

Were ruled out of order by the speaker.

No. 159, S.,

Was indefinitely postponed.

Mr. Brindley moved to reconsider the vote by which the bill was indefinitely postponed, and to lay the motion on the table.

Which motion prevailed.

No. 132, S.,

Was postponed until Monday evening.

No. 72, A.,

Senate amendments not concurred in.

Mr. Brindley moved that all rules interfering with the immediate consideration of bills, be suspended.

Which motion prevailed.

No. 69, S.,

A bill to amend the charter of the city of Manitowoc.

No. 196, S.,

A bill requiring testers used in determining the grade of grain to be sealed, and prescribing the method of their use.

Were read a third time and concurred in.

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On motion of Mr. Washburn,

The assembly adjourned till 8 o'clock Monday evening.

MONDAY, MARCH 3, 1879.

8:00 o'Clock P. M.

The assembly met.

The speaker in the chair.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Allen, A. C., Ausman, Barry, Bentley, Bottum, Brindley, Bullock, Burdge, Cady, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGross, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Johnson, Keogh, Lewis, Lovejoy, Markham, Mason, Melvin, Mills, Mitchell, Muckerheide, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scaulon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, W. J., Wall, E. C., Wall, W., Webster, Widule, Williams, Withee and Mr. Speaker.

Absent—Messrs. Fitzgerald, Hemschemeyer, McDill, Moltae and Murphy.

Absent with leave — Messrs. Bailey, Barter, Blackstone, Bradley, Carel, Condit, J. D., Ford, Ingram, La Due, Masse, Mullowney, Ostrander, Spence, Vincent, G. R., and Zander.

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#### LEAVES OF ABSENCE

Were granted

To Messrs. McRae, McDill, Murphy, Washburn and Hemschemeyer till to-morrow morning.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 16, S.,

Relating to final adjournment.

Was amended so as to read as follows:

*Resolved by the senate, the assembly concurring*, That no business shall be transacted after 12 M. Tuesday, the 4th day of March, 1879, excepting the consideration of executive messages and the reports of the committee on Enrolled Bills, and privileged resolutions.

tion, and that the senate and assembly adjourn *sine die*, on Thursday, the 6th day of March, 1879, at 10 o'clock A. M.

When it was adopted.

- Mr. A. C. Allen moved that the vote whereby  
Jt. Res. No. 12, S.,  
Amending joint rules of senate and assembly,  
Was adopted, be reconsidered.  
Which motion did not prevail.

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### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills, report the following bills correctly enrolled:

No. 352, A.,

A bill relating to the charter of the city of Portage, and amendatory of chapter 122 of the laws of 1876.

No. 358, A.,

A bill relating to the city of Beloit, and authorizing the acquirement and use of additional cemetery grounds by that city.

No. 198, A.,

A bill to regulate the size of the mesh of the nets used in the waters of Lake Michigan, Green Bay and Lake Superior, and to repeal section 563 of the revised statutes.

No. 270, A.,

A bill fixing the terms of the circuit court in certain counties, in the eleventh judicial circuit.

No. 254, A.,

A bill to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1875, chapter 182 of the laws of 1876, and chapter 293 of the laws of 1877.

No. 214, A.,

A bill to authorize William Baker and others to build and maintain a dam across and otherwise improve the South Fork of Yellow river, in Taylor county, for log-driving purposes.

No. 366, A.,

A bill to legalize the official acts of Albert G. Cole as court commissioner.

No. 253, A.,

A bill to protect and preserve fish in lakes Winnebago, Little Butte des Morts, Butte des Morts, Winneconne, Poygan, Apuck-away, Buffalo, and the waters of the upper and lower Fox rivers, including all streams, creeks, sloughs, bayous, marshes, or waters adjacent or tributary thereto.

No. 282, A.,

A bill to provide for the reassessment of benefits in the construction of drains, where the original assessment is declared void.

No. 245, A.,

A bill to amend section 450 of the revised statutes, relating to certificates and examinations of teachers.

No. 374, A.,

A bill relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes.

No. 307, A.,

A bill relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878.

No. 362, A.,

A bill relating to the organization of corporations, and amendatory of section 1780 of the revised statutes.

No. 13, A.,

A bill to suppress vagabondage.

No. 265, A.,

A bill to further protect life and limb.

No. 376, A.,

A bill to amend chapter 195 of the laws of 1878, entitled an act to incorporate the city of Waupun.

No. 57, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Plover, in Portage county.

J. W. BLACKSTONE,  
*Chairman.*

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 255 A.,

A bill to authorize John E. Glover to build and maintain a dam across the south fork of Clam river, in Polk county, Wisconsin.

No. 383, A.,

A bill to prevent the adulteration and fraud in food, drugs and liquors.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes of 1878.

No. 102, A.,

A bill to repeal sections 1636, 1637, 1638 and 1630 of the revised statutes, entitled of dogs and wild animals.

Jt. Res. No. 22, A.,

Requesting the attorney general to prepare a uniform general law for the incorporation of cities.

And has amended, and concurred in as amended,

No. 135, A.,

A bill requiring town, village, city and county clerks to keep cancellation books.

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of

school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

No. 140, A.,

A bill to amend sections 490, 492, 493, 494, 496 of the revised statutes, relating to free high schools.

And has concurred with the assembly in

Jt. Res. No. 25, A.,

Suspending Jt. Res. relating to the introduction of new business.

Jt. Res. No. 26, A.,

Requesting the governor to return to the assembly No. 237, A., for further consideration.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in the passage of

No. 223, A.,

A bill to appropriate to James Davison the sum of two hundred and sixty-three dollars and fifty cents.

No. 335, A.,

A bill to pay to John Thiel a sum of money therein named.

No. 380, A.,

A bill to appropriate to Wm. W. Johnson a sum of money therein named.

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

No. 100, A.,

A bill to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

No. 220, A.,

A bill to amend section 4049 of chapter 175, revised statutes, relating to appeals and miscellaneous provisions.

No. 107, A.,

A bill relating to the civil rights of discharged convicts.

No. 326, A.,

A bill to authorize the issuing of patents to deceased persons in certain cases.

No. 370, A.,

A bill relating to the city of Oconto.

No. 323, A.,

A bill to amend section 1040, chapter 48, of the revised statutes, relative to the assessment of personal property.

No. 388, A.,

A bill to authorize the commissioners of public lands to loan a



portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

No. 191, A.,

A bill to appropriate to Winnebago county a sum of money therein named.

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns.

No. 408, A.,

A bill to amend section 1465 of chapter 60 of the revised statutes, relating to agriculture.

No. 46, A.,

A bill to provide for the purchase of certain digests of Wisconsin reports.

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#### SENATE MESSAGE CONSIDERED.

The senate amendments to

Nos. 135 and 322, A.,

Were concurred in.

The assembly refused to concur in senate amendments to

No. 140, A.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 355, A.,

A bill to provide for levying a state tax for the year A. D. 1879.

No. 300, A.,

A bill to appropriate to Edward C. Wall a sum of money therein named.

And recedes from its amendments and concurs in

No. 72, A.,

A bill to amend section 1121 of chapter 49 of the revised statutes, relating to the collection and payment of taxes.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 9, S.,

A bill to amend section 170, chapter 12, of the revised statutes of 1878, entitled of salaries and permanent appropriations.

No. 9, S.,

Mr. Simpson moved that all rules interfering with the immediate consideration of the bill be suspended, and the bill put upon its passage.

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Mr. Carter asked leave at this time for the Select Committee appointed under

Jt. Res. No. 7, A.,

To inquire into the expediency of building and maintaining gas works for the use of the state capitol.

To introduce a bill, which became

No. 413, A.,

A bill relating to lighting the capitol with electric light.

The rules were suspended, the bill read a third time and passed.

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The motion of Mr. Simpson was taken up.

Mr. E. C. Wall offered the following amendment:

"Strike out the 28th line of printed bill."

Mr. Keogh moved to lay the amendment on the table.

The motion did not prevail.

Mr. E. C. Wall withdrew his amendment.

Mr. Carter offered the following amendment:

Amend line 28 by striking out "four" and insert the word "five."

The ayes and noes being ordered,

The amendment was adopted by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Ausman, Barry, Bentley, Bottum, Burdge, Cady, Carey, Carter, Clark, Coe, DeGroff, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Gallett, Geise, Gilbert, Hart, Haugen, Hemmi, Hutchinson, Keogh, Lewis, Markham, Mason, Melvin, Muckerheide, Nichols, Post, Pulcifer, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Simpson, Spiering, Vincent, W. J., Wall, E. C., Wall, W., Webster, Widule, Withee and Mr. Speaker—51.

Noes — Messrs. Brindley, Condit, F. T., Cox, Davison, Fleming, Flinn, Frank, Gardiner, Gray, Greening, Hill, Johnson, Lovejoy, Mills, Mitchell, Mallowney, O'Flaherty, Petersen, J. C., Peterson, A., Scan'on, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., and Williams—26.

Absent or not voting — Messrs. Bailey, Barter, Blackstone, Bradley, Bullock, Caryl, Condit, J. D., Fitzgerald, Ford, Hemschemeyer, Ingram, La Due, Masse, McDill, McRae, Murphy, Ostrander, Spence, Washburn and Zander—20.

Mr. Fischer moved to lay the bill upon the table.

The ayes and noes being called, the motion was lost, the vote being:

Ayes — Messrs. Allan, J., Carter, DeGroff, Fischer, Geise, Hart, Haugen, Hemmi, Hutchinson, Keogh, Lewis, Pulcifer, Sarnow, Simpson, Vincent, W. J., Wall, W., Widule and Mr. Speaker—18.

Noes — Messrs. Allen, A. C., Ausman, Barry, Bentley, Bottum, Brindley, Bullock, Burdge, Cady, Carey, Clark, Coe, Condit, F. T., Cox, Davison, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fleming, Flinn, Frank, Gallett, Gardiner, Gilbert, Gray, Greening, Hill, Johnson, Lovejoy, Markham, Mason, Melvin, Mills, Mitchell, Muckerheide, Mullooney, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Scanlon, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Wall, E. C., Webster, Williams and Withee — 60.

Absent or not voting — Messrs. Bailey, Barter, Blackstone, Bradley, Carel, Condit, J. D., Fitzgerald, Ford, Hemschemeyer, Ingram, La Due, Masse, McDill, McRae, Murphy, Ostrander, Spence, Washburn and Zander — 19.

Mr. Simpson offered the following amendment:

Strike out the word "four" in the seventh line of written bill, and insert instead thereof the word "five."

The ayes and noes being ordered, the amendment was rejected by the following vote:

Ayes — Messrs. Allan, J., Allen, A. C., Barry, Bentley, Bottum, Cady, Carter, Coe, DeGroff, Dewing, Eastman, Eckhardt, Field, Gallett, Geise, Hart, Haugen, Hutchinson, Keogh, Lewis, Peterson, A., Pulcifer, Quarles, Sarnow, Simpson, Vincent, W. J., Wall, E. C., Wall, W., Widule, Withee and Mr. Speaker — 31.

Noes — Messrs. Ausman, Brindley, Bullock, Burdge, Carey, Clark, Condit, F. T., Cox, Davison, Ellinwood, Fischer, Fleming, Flinn, Frank, Gardiner, Gilbert, Gray, Greening, Hemmi, Hill, Johnson, Lovejoy, Markham, Mason, Melvin, Mills, Mitchell, Muckerheide, Mullooney, Nichols, O'Flaherty, Petersen, J. C., Post, Raesser, Ringle, Root, Sanderson, Scanlon, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Webster and Williams — 46.

Absent or not voting — Messrs. Bailey, Barter, Blackstone, Bradley, Carel, Condit, J. D., Fitzgerald, Ford, Hemschemeyer, Ingram, La Due, Masse, McDill, McRae, Murphy, Ostrander, Reynolds, Spence, Washburn and Zander — 20.

Mr. Brindley offered the following amendment:

Amend by striking out the word "five" and inserting the word "four" in the 10th line of the substitute bill.

Which was adopted.

Mr. Coe offered the following amendment:

Amend by striking out the word "twelve" in the 27th line of the second section of the printed bill, and inserting in the place the word "fifteen."

Which was rejected.

Mr. Carey moved the previous question,

Which being seconded, the main question was ordered,

The vote being:

Ayes — Messrs. Allan, J., Ausman, Barry, Bentley, Bottum, Brindley, Bullock, Burdge, Cady, Carey, Carter, Clark, Condit, F. T., Cox, Davison, DeGroff, Dewing, Eastman, Ellinwood, Field, Fleming, Flinn, Frank, Gardiner, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hill, Hutchinson, Johnson, Keogh, Lewis, Lovejoy, Mark-

ham, Mason, Melvin, Mills, Mitchell, Muckerheide, Mullowney, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Quarles, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Webster, Widule, Williams, Withee and Mr. Speaker—70.

Noes — Messrs. Allen, A. C., Coe, Fischer, Gallett and Pulcifer—5.

Absent or not voting — Messrs. Bailey, Barter, Blackstone, Bradley, Carel, Condit, J. D., Eckhardt, Fitzgerald, Ford, Geise, Hem-schemeyer, Ingram, La Due, Masse, McDill, McRae, Murphy, Ostrander, Spence, Wall, W., Washburn and Zander—22.

The motion was then put, and the bill as amended was concurred in.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 413, A.,

A bill relating to the lighting of the capitol with the electric light.

And insists on its amendments to

No. 140, A.,

A bill to amend sections 490, 492, 493, 494 and 496 of the revised statutes, relating to free high schools.

And asks for a committee of conference.

Senators Andrews, Paul and Van Steenwyk were appointed as such committee on the part of the senate.

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### SENATE MESSAGE CONSIDERED.

The speaker appointed Messrs. Dewing, Brindley and Fleming members of committee of conference on the part of the assembly.

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### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has amended the assembly amendments, and concurred in as amended,

Jt. Res. No. 16, S.,

Providing for final adjournment.

## SENATE MESSAGE CONSIDERED.

The assembly concurred with the senate in the senate amendments, limiting time for transaction of business.

And refused to concur in the senate amendment, fixing date for final adjournment.

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Mr. Scanlon moved that when the assembly adjourn it be till 9 o'clock to-morrow morning.

Which motion prevailed.

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On motion of Mr. Carter,

The assembly took a recess till 11 o'clock.

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11 o'CLOCK, P. M.

The speaker called the assembly to order.

Mr. Carter asked unanimous consent to reconsider the vote by which

Jt. Res. No. 12, S.,

Was concurred in.

Which was given.

The joint resolution was then amended and concurred in.

Mr. Carter moved that the vote whereby the assembly refused to concur in the senate amendments to

Jt. Res. No. 16, S.,

For fixing date for final adjournment.

Be reconsidered.

Which motion prevailed, and the amendment was concurred in.

Mr. Bentley moved to reconsider the vote whereby the assembly decided to adjourn till to-morrow morning.

Which motion prevailed.

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On motion of Mr. Carter,

The assembly adjourned.

TUESDAY, MARCH 4, 1879.

The assembly met.

The speaker in the chair.

Prayer by Rev. Mr. Benson.

The roll was called, and the following members answered to their names:

Messrs. Allan, J., Ausman, Barry, Bentley, Bottum, Brindley, Bullock, Burdge, Cady, Carey, Carter, Clark, Coe, Condit, F. T., Cox, Davison, DeGroat, Dewing, Eastman, Eckhardt, Ellinwood, Field, Fischer, Fitzgerald, Fleming, Flinn, Frank, Gallett, Gardiner, Geise, Gilbert, Gray, Greening, Hart, Haugen, Hemmi, Hemschemeyer, Hill, Hutchinson, Johnson, Keogh, Lewis, Lovejoy, Markham, McRae, Melvin, Mitchell, Muckerheide, Mullowney, Murphy, Nichols, O'Flaherty, Petersen, J. C., Peterson, A., Post, Pulcifer, Raesser, Reynolds, Ringle, Root, Sanderson, Sarnow, Scanlon, Simpson, Spiering, Steffen, Theisen, Thelen, Thomas, Vincent, G. R., Vincent, W. J., Wall, E. C., Wall, W., Washburn, Webster, Widule, Williams, Withee and Mr. Speaker.

Absent — Messrs. Allen, A. C., Mason, McDill, Mills and Quarles.

Absent with leave — Messrs. Bailey, Barter, Blackstone, Bradley, Caryl, Condit, J. D., Ford, Ingram, La Due, Masse, Ostrander, Spence and Zander.

Leaves of absence were granted to Messrs. Spiering, Post and Clark, indefinitely, and to Messrs. A. C. Allen and Geise, for this morning's session.

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#### RESOLUTIONS INTRODUCED.

By Mr. Washburn:

Res. No. 61, A.,

*Resolved*, That the thanks of this assembly are due, and are hereby extended to the clergy of this city, for the devotion and interest displayed by them, and the satisfactory manner in which they have been discharged.

Which was adopted.

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#### BILLS REPORTED BY A COMMITTEE OF THE WHOLE CONSIDERED.

No. 132, S.,

A bill to provide for laying out and establishing a road from the

city of Milwaukee to White Fish Bay and to Port Washington, in the county of Ozaukee.

Was amended, and,  
On motion of Mr. Fitzgerald,  
Was indefinitely postponed.

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### MESSAGE FROM THE GOVERNOR.

STATE OF WISCONSIN,  
*Executive Department,*  
MADISON, March 3, 1879.

*To the Honorable the Assembly:*

The following entitled bills, originating in the assembly, have been approved, signed and deposited in the office of the secretary of state:

No. 233, A.,

An act to amend chapter 313 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of Racine, approved August 8, 1848, and the several acts amendatory thereto, approved March 11, 1876, and the several acts amendatory thereto.

No. 247, A.,

An act to authorize the city of Milwaukee to purchase and use certain machinery.

No. 246, A.,

An act to amend an act entitled an act to revise, consolidate and amend an act entitled an act to incorporate the city of Waupaca, approved March 5, 1875, approved March 10, 1876.

No. 272, A.,

An act relating to and amendatory of chapter 16 of the private and local laws of 1872, entitled an act to incorporate the city of Eau Claire.

No. 65, A.,

An act to authorize the town of Luck, Polk county, to borrow money.

No. 101, A.,

An act to restore and continue the board of trustees of the Soldiers' Orphans' Home.

No. 103, A.,

An act to appropriate a certain sum of money therein named to the attorney general.

No. 134, A.,

An act to enable the city of Racine to readjust its corporate debt.

No. 160, A.,

An act to legalize the election of certain town treasurers therein referred to.

No. 171, A.,

An act to authorize William Wilson and Andrew Tainter, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns,

to construct and maintain a dam across Bear Creek, on land owned by the Knapp, Stout & Co. Company.

No. 221, A.,

An act relating to the chamber of commerce of Milwaukee, and amendatory of its charter.

No. 231, A.,

An act to authorize the county of Trempealeau to borrow money.

No. 261, A.,

An act to provide for the laying out a state road from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, in the town of Green Bay, in Brown county.

No. 287, A.,

An act relating to fencing the Pine River Valley and Stevens Point railroad.

No. 269, A.,

An act to amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts.

No. 310, A.,

An act amendatory of section 1629, revised statutes, relating to the poisoning of wolves and other animals.

No. 361, A.,

An act to repeal chapter 103 of the general laws of 1877, entitled an act relating to the license fund received by the city of Chippewa Falls, and the acts amendatory thereof.

No. 330, A.,

An act to amend sections 1130 and 1131, chapter 49, and section 1170 of chapter 50 of the revised statutes, relative to printing in certain cases.

No. 28, A.

An act to amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county.

No. 50, A.,

An act to authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin.

No. 371, A.

An act to authorize the superintendent of public property to furnish stationery and postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor.

No. 387, A.,

An act to amend chapter 148 of the laws of 1873, entitled an act to incorporate the city of Boscobel.

No. 38, A.,

An act to secure to children the benefits of an elementary education.

No. 51, A.,

An act to lay out and establish a state road from the village of Hillsborough, in the county of Vernon, to the village of Union Center, in the county of Juneau.



No. 108, A.,

An act to amend section 32 of chapter 171 of the laws of 1878, relating to public schools in the city of Watertown.

No. 109, A.,

An act to amend the city charter of Plymouth.

No. 145, A.,

An act for the relief of E. J. Pettys.

No. 165, A.,

An act to confer certain powers upon the cities and incorporated villages of the state of Wisconsin in respect to the use of streets and alleys.

No. 185, A.,

An act to amend section 1319 of the revised statutes, relating to erecting and repairing bridges.

No. 229, A.,

An act relating to the apportionment of state taxes, and amendatory of section 1069 of chapter 48 of the revised statutes.

No. 250, A.,

An act for the relief of James S. Wells.

No. 251, A.,

An act to authorize George H. Ray, his associates and assigns, to erect and maintain a dam or dams across and make other improvements in Cauley creek, in Clark county.

No. 187, A.,

An act to authorize Wm. Wilson, Andrew Taintor, T. B. Wilson, H. L. Stout and John H. Knapp, their associates and assigns, to erect and maintain a dam across Ten Mile creek in Chippewa county, Wisconsin.

No. 193, A.,

An act to authorize Wm. Wilson, Andrew Taintor, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to erect and maintain a dam across Yellow river, in Barron county.

No. 88, A.,

An act for the preservation of trout in the waters of Marathon county, Wisconsin.

No. 132, A.,

An act to authorize the city of Jefferson to borrow money.

No. 133, A.,

An act relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, entitled an act to incorporate the city of Jefferson.

No. 139, A.,

An act to amend chapter 170 of the private and local laws of the year 1857, entitled an act to incorporate the Yellow River Improvement Company, and chapter one hundred and sixteen (116) of the private and local laws of 1871, entitled an act to amend chapter 186 of the private and local laws of 1869, entitled an act to amend chapter 398 of the private and local laws of 1868, entitled an act to amend chapter 170 of the private and local laws of 1857, entitled an act to incorporate the Yellow River Improvement Company, and the acts amendatory thereto.

No. 203, A.,

An act to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of St. Lawrence, county of Waupaca, in this state.

No. 249, A.,

An act relating to the boundary of the city of Prairie du Chien.

No. 314, A.,

An act to lay out and establish a state road from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark.

No. 319, A.,

An act to repeal section 277 of the revised statutes, and to provide for the redemption of forfeited mortgaged lands and the refunding of surplus money thereon.

No. 343, A.,

An act to amend the charter of the city of Chilton.

No. 170, A.,

An act amending section 1972, chapter 89 of the revised statutes of 1878, by inserting in third line of said section, after the words except millers, the words town insurance companies.

No. 382, A.,

An act to amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers.

WILLIAM E. SMITH.

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STATE OF WISCONSIN,

*Executive Department,*

MADISON, March 4, 1879.

*To the Honorable the Assembly:*

Complying with the request contained in Jt. Res. No. 26, A., I have the honor to return herewith, for your further consideration, No. 237, A., entitled: "A bill amendatory of chapter 385, laws of Wisconsin for the year 1876, entitled an act to lay out, open and establish a state road from at or near Jenny, in Lincoln county, to Westboro, in Taylor county, and to intersect the new Yellow river road, in Chippewa county."

WILLIAM E. SMITH.

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Mr. Carter moved that the vote whereby the bill was passed, be reconsidered,

Which motion prevailed.

The bill was then referred to Select Committee of one, Mr. McRae.

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Indefinite leave of absence was granted to Mr. Mills.

Mr. Hart offered the following:

Res. No. 62, A.,

*Resolved*, That assembly rule No. 7 be suspended for the balance of the session.

Which was adopted.

By Mr. Coe:

Res. No. 63, A.,

*Resolved*, That the thanks of this assembly are due and are hereby tendered to the visiting gentlemen, who, by their attendance and advice, have so materially aided the members in the performance of their arduous duties.

Adopted.

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### MESSAGE FROM THE SENATE.

By CHARLES E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

No. 140, A.,

A bill to amend sections 490, 492, 493, 494 and 496 of the revised statutes, relating to free high schools,

As amended.

And has adopted the report of the committee of conference.

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### CONFERENCE REPORT.

The Joint Committee of Conference, of senate and assembly, to which was referred

No. 140, A.,

A bill to amend sections 490, 492, 493, 494 and 496 of the revised statutes relating to free high schools.

Have had the same under consideration, and have agreed to recommend the amendment of the senate amendment No. (2) two, by striking out the words "the text-books" in the fifteenth (15th) line of said amendment; and that said amendment be concurred in by the assembly when it shall have been so amended by the senate.

A. D. ANDREWS,

GEO. H. PAUL,

G. VAN STEENWYK,

*On the part of the Senate.*

E. B. DEWING,

JOHN BRINDLEY,

WM. FLEMING,

*On the part of the Assembly.*

The assembly adopted the report of the Conference Committee, and concurred in the adoption of the senate amendment as amended by the committee.

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On motion of Mr. Bentley,  
The assembly took a recess for 30 minutes.

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11:30 o'clock A. M.

The speaker called the assembly to order.

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#### MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has indefinitely postponed

No. 125, A.,

A bill for the repeal of all laws authorizing counties to aid in the construction of railroads.

No. 111, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to joint school district No. 1, of Mauston, Lindina and Lemonweir, in Juneau county.

No. 95, A.,

A bill relating to election returns, and amendatory of section 44, chapter 5 of the revised statutes.

And has laid on the table

No. 63, A.,

A bill relating to the taxation of dogs, and amendatory of section 1624 of chapter 72, revised statutes of 1878.

And refuses to concur in

No. 180, A.,

A bill to distribute more equally the burdens of taxation in certain counties of this state.

And refused to order to third reading

No. 339, A.,

A bill to appropriate to Michael J. Egan a sum of money therein named.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has laid on the table  
Jt. Res. No. 12, S.,  
Joint resolution amending joint rules of senate and assembly,  
With amendment.

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On motion of Mr. Sanderson,  
The assembly adjourned till 2:30 o'clock P. M.

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2:30 o'CLOCK P. M.

The speaker called the assembly to order.  
On motion of Mr. Coe, the roll call was dispensed with for the  
remainder of the session.  
Indefinite leave of absence was granted to Mr. F. T. Condit.

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## REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills report the following bills correctly enrolled:

No. 223, A.,

A bill to appropriate to James Davison the sum of two hundred and sixty-three dollars and fifty cents.

No. 46, A.,

A bill to provide for the purchase of certain digests of Wisconsin reports.

No. 107, A.,

A bill relating to the civil rights of discharged convicts.

No. 398, A.,

A bill to provide for the publication and distribution of the laws of Wisconsin, concerning the organization and government of towns.

No. 255, A.,

A bill to authorize John E. Glover to maintain a dam across the south fork of Clam river in Polk county, Wisconsin.

No. 326, A.,

A bill to authorize the issuing of patents to deceased persons in certain cases.

No. 300, A.,

A bill to appropriate to Edward C. Wall a sum of money therein named.

No. 309, A.,

A bill in relation to lost commissions of officers in the military service.

A. P. ELLINWOOD,  
*Acting Chairman.*

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The committee on Enrolled Bills report the following bills correctly enrolled:

No. 302, A.,

A bill to provide for the improvement of Mondeau creek for log-driving purposes.

No. 113, A.,

A bill to amend sections 4 and 5, chapter 203, laws of Wisconsin of 1878, entitled an act to provide for laying out and establishing a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

No. 276, A.,

A bill to provide for the sale of certain Wisconsin reports.

No. 236, A.,

A bill to amend sections 1, 2, 3 and 4 of chapter 6 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof, in relation to the taking of property for streets and other public purposes in said city.

No. 263, A.,

A bill to provide for the registry of electors at charter elections in the city of Milwaukee.

No. 124, A.,

A bill relating to the price of swamp and overflowed lands in Shawano county.

No. 186, A.,

A bill to repeal sections 1, 2 and 3 of chapter 168 of the private and local laws of 1854, relating to the construction and maintaining of a flume in the second ward of the city of Milwaukee.

No. 123, A.,

A bill to change the name of the military organization of the state of Wisconsin, and to amend chapter 34, revised statutes of 1878.

No. 19, A.,

A bill to limit the number of terms to which a person may be eligible to the office of county treasurer.

No. 175, A.,

A bill authorizing justices of the peace elected in the several wards of the city of Madison to keep an office and to perform their duties in any part of said city.

No. 86, A.,

A bill to authorize the commissioners of public lands to loan a

portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

No. 359, A.,

A bill to authorize the city of Chippewa Falls to issue bonds for the purpose of liquidating its indebtedness.

No. 72, A.,

A bill to amend section 1121 of chapter 49 of the revised statutes, in relation to the collection and payment of taxes.

No. 126, A.,

A bill to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

No. 90, A.,

A bill to appropriate to the county of Green Lake a certain sum of money therein named.

No. 222, A.,

A bill relating to the terms of the county court of Milwaukee county, and amendatory of section 2469 of the revised statutes of 1878.

No. 82, A.,

A bill relating to the municipal court of Milwaukee county.

No. 281, A.,

A bill to provide for the preservation of fish in the waters of Calumet county.

No. 351, A.,

A bill to legalize the action of the voters of school district No. 1, of the town of Leeds, which is known as Leeds Center school district, Columbia county, Wisconsin, at their annual meeting held on the 26th day of August, A. D. 1878, and to authorize the officers of said district to issue school district orders pursuant thereto.

No. 14, A.,

A bill to regulate the times of holding the circuit court in Juneau county.

No. 121, A.,

A bill to appropriate to the county of Outagamie a certain sum of money therein named.

No. 390, A.,

A bill to amend section 4, chapter 228, laws of 1876, relative to the disbursements of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

No. 24, A.,

A bill relating to charitable, benevolent and fraternal societies and associations.

No. 412, A.,

A bill to appropriate a sum of money to carry out the provisions of Jt. Res. No. 12, A.

No. 407, A.,

A bill to amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

No. 405, A.,

A bill relating to the revised statutes, and amending the same.

No. 360, A.,

A bill to authorize Chippewa county to issue bonds for the purpose of funding its bonded indebtedness.

No. 349, A.,

A bill to amend section 8 of chapter 23 of the general laws of 1879, entitled an act to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively June 3, 1856, and May 5, 1861, to aid in the construction of certain railroads in said state.

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

A. P. ELLINWOOD,

*Acting Chairman.*

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On motion of Mr. Carter, the speaker was authorized to appoint five additional members of the committee on Enrolled Bills.

The speaker appointed Messrs. Brindley, Washburn, Mason, Fitzgerald and Kingle.

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On motion of Mr. Carter,  
The assembly adjourned.

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WEDNESDAY, MARCH 5, 1879.

The assembly met.  
The speaker in the chair.

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#### REPORTS OF STANDING COMMITTEES.

The committee on Enrolled Bills, report the following bills and joint resolution correctly enrolled:

No. 404, A.,

A bill to amend section 1465 of chapter 60 of the revised statutes, relating to agricultural societies.

No. 102, A.,

A bill to repeal sections 1626, 1627, 1628 and 1630 of chapter 72 of the revised statutes, entitled of wild animals.

No. 220, A.,

A bill to amend section 4049 of chapter 175, revised statutes, relating to appeals and miscellaneous provisions.



No. 323, A.,

A bill to amend section 1040, chapter 48 of the revised statutes, relating to the assessment of personal property.

No. 140, A.,

A bill to amend sections 490, 492, 493, 494, 496 of the revised statutes, relating to free high schools.

No. 204, A.,

A bill relating to the Protestant Episcopal Church, and amendment of section 1997, chapter 91 of the revised statutes of 1878.

No. 100, A.,

A bill to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

No. 392, A.,

A bill to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

No. 135, A.,

A bill requiring town, village, city and county clerks to keep cancellation books.

No. 80, A.,

A bill to authorize G. E. More and E. G. More to build and maintain a dam across Little Wolf river, in Waupaca county, Wisconsin.

No. 370, A.,

A bill relating to the city of Oconto.

No. 97, A.,

A bill to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

No. 335, A.,

A bill to pay John Thiel a sum of money therein named.

Jt. Res. No. 22, A.,

Requesting the attorney general to prepare a uniform general law for the incorporation of cities.

No. 380, A.,

A bill to appropriate to W. W. Johnson a sum of money therein named.

No. 191, A.,

A bill to appropriate to Winnebago county a sum of money therein named.

No. 244, A.,

A bill to amend and consolidate an act to incorporate the city of Oconomowoc.

No. 355, A.,

A bill to provide for levying a state tax for the year A. D. 1879.

No. 388, A.,

A bill to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

No. 383, A.,

A bill to prevent adulteration and fraud in food, drugs and liquors.

No. 413, A.,

A bill relating to the lighting of the capitol with the electric light.

No. 325, A.,

A bill to revise, consolidate and amend the charter of the city of Fond du Lac.

No. 211, A.,

A bill to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

No. 377, A.,

A bill to incorporate the city of Seymour.

A. P. ELLINWOOD,  
*Acting Chairman.*

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Mr. Ellinwood asked and obtained unanimous leave to introduce the following

J. Res. No. 27, A.,

*Resolved by the assembly, the senate concurring,* That all resolutions, orders and rules interfering with the recalling from the governor, and the reconsidering, amending and considering of bills 252, A. and 407, A., are hereby reconsidered and suspended, and the governor is hereby requested to return to the legislature said bills, for further consideration.

Which was adopted.

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#### EXECUTIVE COMMUNICATION.

STATE OF WISCONSIN,

*Executive Department,*

MADISON, March 5, 1879.

*To the Honorable the Assembly:*

Complying with the request contained in your joint resolution of this date, I return herewith for your further consideration, bills No. 252, A., and No. 407, A.

WILLIAM E. SMITH.

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On motion of Mr. Hutchinson, the vote by which

No. 252, A.,

Was passed, was reconsidered.

The bill was then amended and passed.

On motion of Mr. Thomas, the vote by which

No. 407, A.,

Was passed, was reconsidered.

On motion of Mr. Ellinwood the bill was amended and passed.

## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has returned to the assembly

No. 194, A.,

A bill relating to license fees to be paid by the fire insurance companies incorporated under the laws of this state.

No. 394, A.,

A bill to protect the state against insolvent and unauthorized insurance companies and unauthorized insurance agents.

No. 364, A.,

A bill relating to the Madison Fire Insurance Company, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof.

Which were carried beyond the time fixed for cutting off consideration of business.

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## MESSAGE FROM THE SENATE.

By CHARLES E. BROSS, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred unanimously in

Jt. Res. No. 27, A.,

Requesting the governor to return bills Nos. 252 and 407, A., for further consideration.

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## MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly as amended

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled of municipal court of Milwaukee county.

No. 407, A.,

A bill to amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

## RESOLUTIONS INTRODUCED.

By Mr. Coe:

Jt. Res. No. 28, A.,

*Resolved by the assembly, the senate concurring,* That a joint committee, consisting of two from the senate and three from the assembly, be appointed to wait upon his excellency the governor, with instructions to inform him that the legislature has completed all business before it, and awaits his pleasure.

Which was adopted.

The speaker appointed Messrs. Coe, Hart and Murphy a committee on part of assembly.

By Mr. Widule:

Res. No. 64, A.,

*Resolved,* That the thanks of this assembly are due and are hereby tendered to his excellency the governor, the state treasurer, the state secretary, and the various other state officers, for their hospitality, kindness and courteousness shown and extended to the members of this assembly during the present session.

Which was adopted.

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MESSAGE FROM THE SENATE.

By CHAS. E. BROSS, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred with the assembly in

Jt. Res. No. 28, A.,

To notify the governor that the legislature has completed its business,

And has appointed on the committee Senators Houghton and Andrews, on the part of the senate.

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REPORTS OF COMMITTEES.

The committee on Enrolled Bills report the following bills correctly enrolled,

No. 252, A.,

A bill to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

No. 407, A.,

A bill to amend chapter 48 of revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

A. P. ELLINWOOD,  
*Acting Chairman.*

## MESSAGE FROM THE GOVERNOR.

STATE OF WISCONSIN,  
*Executive Department,*  
MADISON, March 5, 1879.

*To the Honorable the Assembly:*

The following entitled bills, originating in the assembly, have been approved, signed and deposited in the office of the secretary of state:

No. 13, A.,

An act to suppress vagabondage.

No. 57, A.,

An act to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Plover, in Portage county.

No. 214, A.,

An act to authorize William Baker and others to build and maintain a dam across and otherwise improve the South Fork of Yellow river, in Taylor county, for log-driving purposes.

No. 198, A.,

An act to regulate the size of the mesh of the nets used in the waters of Lake Michigan, Green Bay and Lake Superior, and to repeal section 563 of the revised statutes.

No. 265, A.,

An act to further protect life and limb.

No. 245, A.,

An act to amend section 450 of the revised statutes, relating to certificates and examinations of teachers.

No. 253, A.,

An act to protect and preserve fish in lakes Winnebago, Little Butte des Morts, Butte des Morts, Winneconne, Poygan, Apuck-away, Buffalo, and the waters of the upper and lower Fox rivers, including all streams, creeks, sloughs, bayous, marshes, or waters adjacent or tributary thereto.

No. 254, A.,

An act to appropriate a sum of money therein named to Frank Shomer, A. W. Farrand, E. Gallagher, M. T. Battis and J. F. Morse, as bounty for the invention of a steam road wagon, under the provisions of chapter 134 of the laws of 1875, chapter 182 of the laws of 1876, and chapter 293 of the laws of 1877.

No. 270, A.,

An act fixing the terms of the circuit court in certain counties of the eleventh judicial circuit.

No. 282, A.,

An act to provide for the reassessment of benefits in the construction of drains, where the original assessment is declared void.

No. 358, A.,

An act relating to the city of Beloit, and authorizing the acquirement and use of additional cemetery grounds.

No. 307, A.,

An act relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878.

No. 309, A.,

An act in relation to lost commissions of officers in the military service.

No. 352, A.,

An act relating to the charter of the city of Portage, and amendatory of chapter 122 of the laws of 1876.

No. 362, A.,

An act relating to the organization of corporations, and amendatory of section 1780 of the revised statutes.

No. 366, A.,

An act to legalize the official acts of Albert G. Cole, as court commissioner.

No. 374, A.,

An act relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes.

No. 376, A.,

An act to amend chapter 195 of the laws of 1878, entitled an act to incorporate the city of Waupun.

No. 14, A.,

An act to regulate the times of holding the circuit court in Juneau county.

No. 19, A.,

An act to limit the number of terms to which a person may be eligible to the office of county treasurer.

No. 24, A.,

An act relating to secret, beneficiary, charitable, and benevolent orders.

No. 46, A.,

An act to provide for the purchase of certain digests of Wisconsin reports.

No. 72, A.,

An act to amend section 1121 of chapter 49 of the revised statutes, relative to the collection and payment of taxes.

No. 80, A.,

An act to authorize G. E. More and E. G. More to build and maintain a dam across Little Wolf river, in Waupaca county, Wisconsin.

No. 82, A.,

An act relating to the municipal court of Milwaukee county.

No. 86, A.,

An act to authorize the commissioners of the public lands to loan portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin.

No. 90, A.,

An act to appropriate to the county of Green Lake a certain sum of money therein named.

No. 97, A.,

An act to secure the proper completion of the Sturgeon Bay and Lake Michigan ship canal.

No. 100, A.,

An act to remedy the evils consequent upon the destruction of public records of Dodge county by fire.

No. 107, A.,

An act relating to the civil rights of discharged convicts.

No. 113, A.,

An act to amend sections 4 and 5, chapter 203, laws of Wisconsin for 1878, entitled an act to provide for laying out, establishing and building a state road from the city of Centralia, in the county of Wood, to Knowlton, in the county of Marathon.

No. 121, A.,

An act to appropriate to the county of Outagamie a certain sum of money therein named.

No. 123, A.,

An act to change the name of the military organization of the state of Wisconsin, and to amend chapter 34, revised statutes of 1878.

No. 124, A.,

An act relating to the price of swamp and overflowed lands in Shawano county.

No. 126, A.,

An act to authorize Charles D. Wescott, Mathias Miller and H. M. Loomer to construct and maintain a dam across Wolf river, in Shawano county.

No. 135, A.,

An act requiring town, village, city and county clerks to keep cancellation books.

No. 175, A.,

An act authorizing justices of the peace elected in the several wards of the city of Madison to keep an office and to perform their duties in any part of said city.

No. 186, A.,

An act to repeal sections 1, 2 and 3 of chapter 168 of the private and local laws of 1854, relating to the construction and maintaining of a flume in the second ward of the city of Milwaukee.

No. 222, A.,

An act relating to the terms of the county court of Milwaukee county, and amendatory of section 2469 of the revised statutes of 1878.

No. 236, A.,

An act to amend sections 1, 2, 3 and 4 of chapter 6 of chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof, in relation to the taking of private property for streets and other public purposes in said city.

No. 223, A.,

An act to appropriate to James Davison the sum of two hundred and sixty-three dollars and fifty cents.

No. 255 A.,

An act to authorize John E. Glover to build and maintain a dam across the south fork of Clam river, in Polk county, Wisconsin.

No. 263, A.,

An act to provide for the registry of electors in the city of Milwaukee.

No. 276, A.,

An act to provide for the sale of certain Wisconsin reports.

No. 281, A.,

An act to provide for the preservation of fish in the waters of Calumet county,

No. 300, A.,

An act to appropriate to Edward C. Wall a sum of money therein named.

No. 302, A.,

An act to provide for the improvement of Mondeau creek for log-driving purposes.

No. 326, A.,

An act to authorize the issuing of patents to deceased persons in certain cases.

No. 349, A.,

An act to amend section 8 of chapter 22, general laws of 1879, entitled an act to facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively, June 3, 1836, and May 5, 1864, to aid in the construction of certain railroads in said state.

No. 335, A.,

An act to pay to John Thiel a sum of money therein named.

No. 351, A.,

An act to legalize the action of the voters of school district number 1 of the town of Leeds, which is known as Leeds Center School District, Columbia county, Wisconsin, at their annual meeting, held on the 26th day of August, A. D. 1878, and to authorize the officers of said district to issue school district orders pursuant thereto.

No. 359, A.,

An act to authorize the city of Chippewa Falls to issue bonds for the purpose of funding its bonded indebtedness.

No. 360, A.,

An act to authorize Chippewa county to issue bonds for the purpose of funding its bonded indebtedness.

No. 390, A.,

An act to amend section 4 of chapter 228 of the laws of 1876, relating to the disbursements of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

No. 392, A.,

An act to amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state.

No. 398, A.,

An act to provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns.

No. 405, A.,

An act relating to the revised statutes, and amending the same.



No. 407, A.,

An act to amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes.

No. 412, A.,

An act to appropriate a sum of money to carry out the provisions of, Jt. Res. No. 12, A.,

No. 252, A.,

An act to amend certain portions of chapter 115 of the revised statutes, entitled municipal court of Milwaukee county.

No. 102, A.,

A bill to repeal sections 1626, 1627, 1628 and 1630 of chapter 72 of the revised statutes, entitled of wild animals,

No. 140, A.,

An act to amend sections 490, 492, 493, 494 and 496 of the revised statutes, relating to free high schools.

No. 204, A.,

An act relating to the Protestant Episcopal Church, and amendatory of section 1997, chapter 91 of the revised statutes of 1878.

No. 220, A.,

An act to amend section 4049 of chapter 175, revised statutes, relating to appeals and miscellaneous provisions.

No. 323, A.,

An act to amend section 1040, chapter 48, of the revised statutes, relative to the assessment of personal property.

No. 408, A.,

An act to amend section 1465 of chapter 60 of the revised statutes, relating to agricultural societies.

No. 191, A.,

An act to appropriate to Winnebago county a sum of money therein named.

No. 244, A.,

An act to amend and consolidate an act to incorporate the city of Oconomowoc.

No. 355, A.,

An act to provide for levying a state tax for the year A. D. 1879.

No. 380, A.,

An act to appropriate to Wm. W. Johnson a sum of money therein named.

No. 383, A.,

An act to prevent adulteration and fraud in food, drugs and liquors.

No. 388, A.,

An act to authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state.

No. 413, A.,

An act relating to the lighting of the capitol with the electric light.

No. 211, A.,

An act to amend section 1935 of chapter 89, revised statutes of 1878, entitled of insurance corporations.

No. 325, A.,

An act to revise, consolidate and amend the city charter of the city of Fond du Lac.

No. 377, A.,

An act to incorporate the city of Seymour.

WILLIAM E. SMITH.

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Report of joint committee appointed under  
Jt. Res. No. 28, A.

The joint committee appointed under Jt. Res. No. 28, A., would respectfully report that they have waited upon the governor, in accordance with instructions received, and that the governor has informed them that he has no further communications to make to this legislature.

H. E. HOUGHTON,

A. D. ANDREWS,

*On the part of the senate.*

E. D. COE,

J. G. HART,

MR. MURPHY,

*On the part of the assembly.*

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The speaker addressed the assembly as follows:

*Gentlemen of the Assembly:*

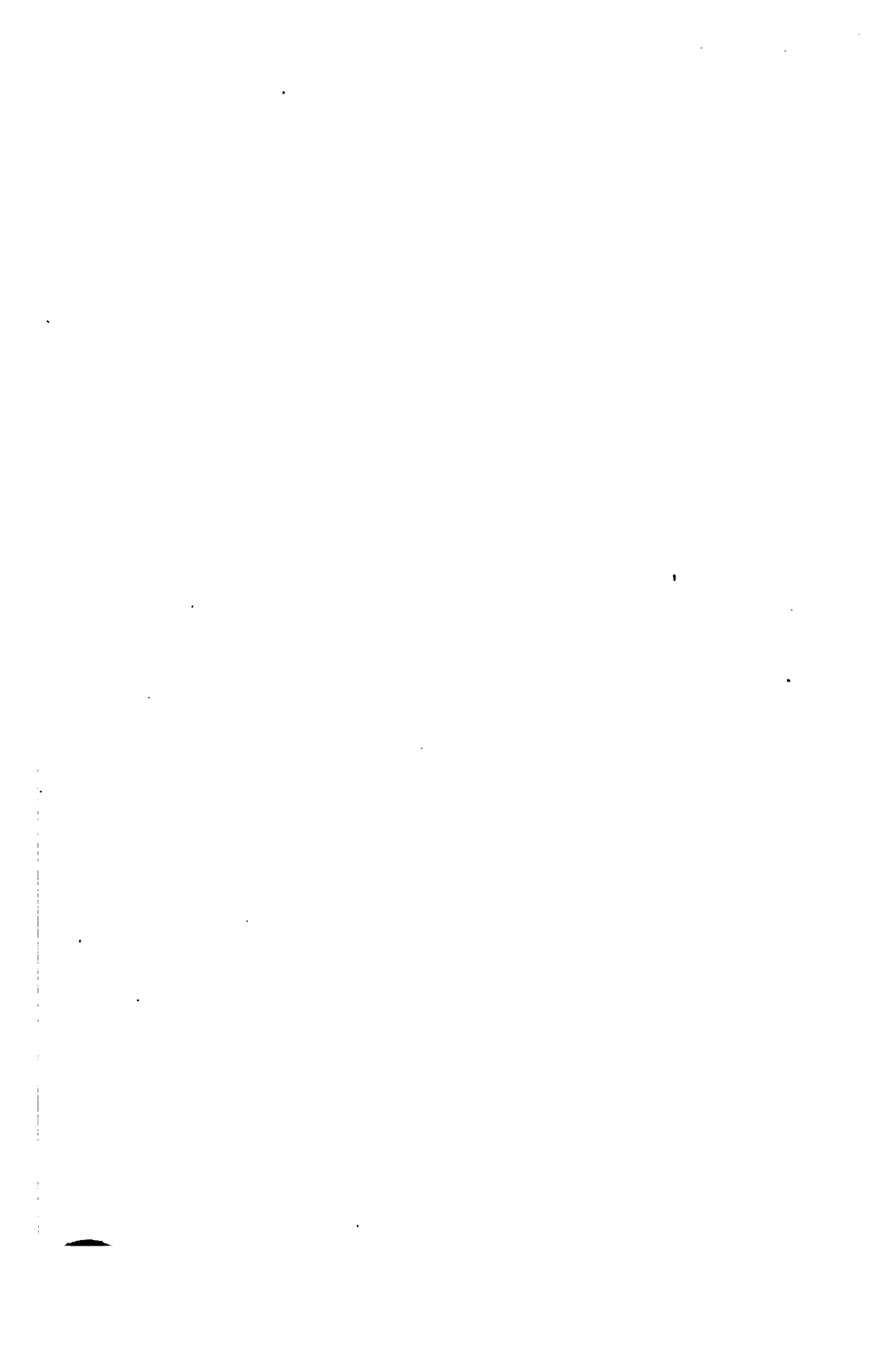
The hour designated in Jt. Res. No. 16, S., for final adjournment of the legislature having arrived, it becomes my duty to make the announcement which will bring to a close the 32d regular session of the assembly of Wisconsin.

The labors of this body are over, and its record is made up, but before pronouncing the final words which will separate us, I desire to offer to my fellow members my heartfelt thanks for the consideration, sympathy and cordial support which have been accorded to me in the performance of my official duties as speaker.

My experience as the presiding officer of this house during the session just closing, has been exceedingly pleasant to me, and I shall ever bear you all in kind and grateful remembrance. I wish all and each of you a safe and fortunate return to your families; and that happiness and prosperity may be your and their lot in the future, is my sincere and unqualified desire.

As speaker of this assembly, and under and by virtue of a provision in said Jt. Res. No. 16, S., I now declare this assembly adjourned *sine die*.





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- 375, A. To amend chapter 247, laws of, entitled an act to incorporate the city of Fort Atkinson, 180.
- 376, A. To amend chapter 195, laws of, entitled an act to incorporate the city of Waupun, 180, 349, 459, 511, 547, 570.
- 392, A. To amend chapter 155 of the general laws of the state for the year, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state, 182, 286, 350, 404, 439, 510, 515, 547, 565, 572.
- 28, S. To amend section 1, chapter 297, laws of, relating to the preservation of fish, 225, 227, 403, 471.
- 40, S. To amend section 1557 of chapter 69 of the, of 1878, entitled of excise and the sale of liquors, 225, 287.

**AMENDING LAWS — 1878 — continued.**

- No. 85, S. Relating to chapter 159, laws of Wisconsin for the year, and amendatory of section 2 of sub-chapter 3, section 4 of sub-chapter 7, section 8 of sub-chapter 12, and section 10 of sub-chapter 15, and to repeal section 10 of sub-chapter 4 of said chapter 159, entitled an act to revise the charter of the city of Chippewa Falls, 194, 195, 239, 243, 250.
- 162, S. To amend section 1, chapter —, laws of, relating to the charter of the city of Neenah, 321, 323, 347, 387.
- 168, S. To amend section 6 of chapter 259 of the general laws of, entitled an act to lay out and establish a state road from Wolf river, in Shawano county, to Wausau, in Marathon county, 332, 355.

**ANIMALS, SLAUGHTERING OF —**

- No. 16, A. Relating to, in city of Milwaukee, 42, 148.

**AMHERST, TOWN OF —**

- No. 122, A. Repealing chapter 288 of private and local laws of 1878, to build town hall, 92, 187, 152, 208, 223, 277, 334, 381, 458.

**APPEALS —**

- No. 220, A. To amend section 4049, chapter 175, revised statutes, relating to, and miscellaneous provisions, 123, 345, 378, 492, 506, 548, 564, 573.

**APPLETON, CITY OF —**

- No. 321, A. To amend section 3, chapter 3, of chapter 47, and section 5, chapter 7, of chapter 47, laws of 1876, relating to the charter of the, 171.
- 138, S. To amend the charter of the, 332, 355, 362, 454, 499, 515.

**APPLE LOG DRIVING CO. —**

- No. 258, A. To amend section 4, chapter 206, laws 1878, relative to the, 156, 220, 243.

**APPROPRIATIONS —**

- No. 29, A. To Northern Hospital for the Insane, 44, 383, 430.
- 59, A. To county of Marathon for delinquent taxes, 54, 139.
- 84, A. To Jas. Edwards a certain sum of money, 63, 88, 125, 348, 458.
- 90, A. To the county of Green Lake a certain sum of money, 76, 139, 141, 153, 380, 399, 400, 539, 563, 570.
- 93, A. To Eastern Monroe County Agricultural Society a sum of money, 76, 310, 386.
- 103, A. To I. C. Sloan a certain sum of money, 77, 192, 213, 217, 268, 278, 424, 452, 555.
- 104, A. To Jos. B. Lovelace, a sum of money, 77, 305, 396, 514, 515, 533.
- 115, A. To the Northern Hospital for the Insane a sum of money, 87, 221, 243, 392, 428.
- 121, A. To Outagamie county a certain sum of money, 92, 311, 379, 492, 506, 507, 540, 563, 571.
- 133, A. To David Wetherby and Wm. James a sum of money, 112, 311, 386, 447.
- 181, A. To Winnebago county a sum of money, 113, 487, 512, 521, 527, 549, 565, 573.
- 199, A. To Waupaca Agricultural and Mechanical Association, a sum of money, 121, 152, 192, 213.
- 202, A. To Brown and Foster a sum of money, 121, 172, 311, 386.
- 223, A. To James Davison a sum of \$263.50, 134, 311, 379, 491, 507, 508, 548, 561, 571.

## APPROPRIATIONS — continued.

- No. 224, A. To H. W. Hildebrandt a sum of \$250, 134, 383, 430.  
 226, A. To Geo. W. Perry a sum of money, 135, 223, 243.  
 254, A. To Frank Shomer and others a sum of money for the invention of steam road wagon, etc., 155, 366, 383, 401, 447, 459, 467, 531, 546, 569.  
 277, A. To E. P. Cowles and others a sum of money, 161, 311, 386, 453.  
 286, A. To Adams County Agricultural society a sum of money, 162, 311, 384.  
 292, A. To Jerome W. Barnum and Van Dorn a sum of money, 163, 325, 349, 360.  
 300, A. To J. P. C. Cottrill a sum of money, 169, 311, 379, 514, 517, 549, 562, 572.  
 308, A. Of a sum of money therein named to defray the expenses of the committee appointed to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company, 169, 236, 238, 278, 283, 403, 463, 487.  
 304, A. To John P. Simon, Stephen Simon and Anton Blomin a sum of money therein named, 169, 348, 386.  
 339, A. To Michael J. Egan a sum of money, 170, 383, 399, 453, 454, 514, 527, 560.  
 363, A. To Coule, Beach & Co. a sum of money, 179, 311, 386.  
 365, A. To appropriate a sum of money therein named, 179, 376, 313, 323.  
 380, A. To Wm. Johnson a sum of money, 181, 312, 379, 503, 506, 548, 565, 573.  
 412, A. Of a sum of money to carry out the provisions of Jt. Res. No. 12, A., 289, 311, 386, 491, 508, 540, 563, 573.  
 11, S. To the Northern Hospital for the Insane certain sums of money therein named, 494, 500, 522.  
 12, S. To the Wisconsin Industrial School for Boys certain sums of money therein named, 494, 500.  
 13, S. To the Wisconsin Institution for the Education of the Deaf and Dumb certain sums of money therein named, 494, 500, 501, 522.  
 14, S. To the Wisconsin State Hospital for the Insane certain sums of money therein named, 494, 500, 553.  
 15, S. To the Wisconsin Institution for the Education of the Blind certain sums of money therein named, 494, 500, 523.  
 21, S. Of the sum of two thousand dollars to the State Agricultural Society, 207, 209, 276, 324, 360, 367, 371.  
 32, S. To the commissioners of fisheries a certain sum of money therein named, 226, 227, 235, 255.  
 33, S. For the relief of Adam Bleser, and of a sum therein named, 494, 505, 518, 519, 520.  
 36, S. Of the sum of one thousand dollars to the Northern Wisconsin Agricultural and Mechanical Association, 206, 276, 362, 367, 372.  
 37, S. To the superintendent of public property a sum of money therein named, to purchase the necessary stationery for the use of the legislature and state officers for the ensuing year, 331, 387.  
 44, S. Of two thousand dollars to the state board of health, 226, 227, 243, 251.  
 58, S. To Dewitt C. Fyler a sum of money therein named, 301, 302, 324, 337.  
 59, S. To John Weirick a sum of money therein named, 301, 302, 324, 337.  
 64, S. For the relief of Sarah Jane Tarr, of a sum therein named, 331, 355, 387.  
 72, S. Of the sum of two hundred dollars to the Columbus Union Fair Agricultural Society, 226, 227, 243, 276, 324, 360, 367, 372.

**APPROPRIATIONS — continued.**

- No. 86, S. To the governor a sum of money therein named, for a contingent fund, 227, 243, 251.
- 89, S. To Henry Bætz, late state treasurer, a sum of money therein named, 494, 505, 519, 524, 525.
- 188, S. Of a sum of money for repairs and improvements in capitol park, 332, 403, 471, 483.
- 186, S. To the state printer, a sum of money, 504, 505, 519, 520.

**ARENA, TOWN OF —**

- No. 12, A. Legalizing the action of the officers of, 89, 51, 58, 69, 455.
- 96, A. Legalizing the acts of the board of supervisors of the county of Iowa, relating to certain school districts, 76, 114, 140, 204, 224, 334, 363, 457.
- 188, A. Legalizing the action of board of supervisors of the county of Iowa, relating to school districts, 94.

**ASSIGNMENTS —**

- No. 127, A. Relating to attachments, chattel mortgages, bills of sale and, 93, 345, 386.

**ASSESSORS —**

- No. 378, A. In relation to the duties of, 180, 222, 276, 313.

**ASSEMBLY —**

- Organization of, 8, 9.

**ASSESSMENT OF TAXES —**

- No. 159, S. To amend sub-chapter 10 of section 1038 of chapter 48 of the revised statutes of 1878, entitled of, 543, 544.

**ATTACHMENTS —**

- No. 127, A. Relating to, chattel mortgages, bills of sale and assignments, 93, 345, 386, 395.

**ASSESSMENT AND COLLECTION OF TAXES —**

- No. 72, A. To amend section 1121, chapter 49, revised statutes, relating to, 58, 139, 152, 204, 224, 563, 570.
- 217, A. To amend section 1050, chapter 48, of revised statutes, pertaining to, 123, 141, 148, 204, 225, 262, 293, 295.
- 407, A. To amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes, 184, 406, 426, 464, 473, 509, 532, 563, 566, 567, 568, 573.

**AUSMAN, HENRY —**

**Bills introduced by:**

- No. 170, A. To amend section 1972, chapter 89, revised statutes 1878, by inserting town insurance companies, 111, 222, 285, 325, 439, 510, 537, 558.

## B.

**BAILEY, ELIHU —****Bills introduced by:**

- No. 162, A. Relating to the compensation of phonographic reporters, and to amend section 2438, revised statutes, 105, 187, 153.
- 245, A. To amend section 450, revised statutes, relating to certificates and examination of teachers, 144, 193, 213, 339, 357, 538, 546, 569.
- 262, A. To authorize the Chicago, Milwaukee & St. Paul R. R. Co. to build a bridge across the Wisconsin river, 159, 267, 269.
- Jt. Res. No. 2, A. That no new business be received after the 1st day of February, 1879, 38, 42, 140, 515.
- Res. No. 27, A. Instructing superintendent of public property to furnish to each reporter one copy revised statutes, 131, 155, 167, 168.
- Jt. Res. No. 14, A. To amend the constitution of the state relative to intoxicating liquors as a beverage, 159, 236, 265, 349, 366.
- Res. No. 34, A. Relating to business of the assembly and final adjournment, 290.

**BANK STOCK —**

- No. 283, A. To amend section 1042, chapter 48, revised statutes, relating to the assessment of, 161, 222, 243.

**BANKS AND BANKING —**

- No. 399, A. Relating to and amendatory of chapter 94 of the revised statutes of 1878, 183.

**BARTER, SAMUEL —****Bills introduced by:**

- No. 90, A. To appropriate money to the county of Green Lake, 76, 139, 141, 153, 380, 399, 400, 539, 563, 570.
- Res. No. 13, A. That the sergeant-at-arms take care of statutes on members' desks, 68.

**BARRON, COUNTY OF —**

- No. 4, A. Authorizing, to borrow money, 33, 79, 99, 145, 156, 335, 362, 456.

**BARBED WIRE —**

- No. 167, A. To amend section 1390, chapter 55, revised statutes, relating to, 113, 222, 243, 252.

**BARABOO AIR LINE RAILROAD COMPANY —**

- No. 301, A. To amend chapter 13 of the private and local laws of 1871, entitled an act to amend chapter 172 of the local laws of 1870, entitled an act to incorporate the, 169, 266, 269, 282, 325.

**BELOIT, CITY OF —**

- No. 358, A. Relating to the, and authorizing the purchase of additional cemetery grounds in that city, 178, 382, 431, 481, 506, 507, 532, 533, 546, 569.

**BEAVER DAM, CITY OF —**

- No. 90, S. To authorize the commissioners of public lands to loan a portion of the trust funds of the state to the, in Dodge county, 227, 260.

**BARRY, JAMES —**

Bills introduced by:

- No. 27, A. To legalize the acts of the board of supervisors of the town of Naples, Buffalo county, 43, 219, 243.

**BENTLEY, JOHN —**

Bills introduced by:

- No. 19, A. Referring so much of the governor's message as relates to deaf mutes to committee on Education, 109.

**BILLS OF SALE —**

- No. 127, A. Relating to attachments, chattel mortgages and assignments, 93, 346, 386.

**BIENNIAL SESSIONS —**

- No. 54, A. Providing for, of the legislature, and amendatory of section 99, chapter 10, of revised statutes of 1878, 50, 64, 83.

**BLACKSTONE, J. W. —**

Bills introduced by:

- No. 17, A. To legalize the acts of Thomas Blinkiron, of La Fayette county, a justice of the peace, 42, 64, 83, 97, 98, 164, 347, 456.  
136, A. To amend section 9, chapter 115, of an act entitled an act to incorporate the village of Shulisburg, 94, 220, 243.  
Res. No. 54, A. That the copies of the revised statutes now in the custody of the several standing committees, inasmuch as they have been used and are no longer salable, be allowed to be retained by the clerks of said committees, 525.

**BLINKIRON, THOMAS —**

- No. 17, A. Legalizing the official acts of, 42, 64, 83, 98, 164, 347, 456.

**BLUE BOOK —**

- No. 278, A. To provide for furnishing copies of the, 1879, 161, 192, 386.  
402, A. Requiring the secretary of state to cause to be issued to each school district clerk within this state a copy of the, of 1879, and making appropriation therefor, 183, 310, 386.  
No. 157, S. To amend section 121, chapter 10, of the revised statutes of 1878, in relation to the distribution of the, 468, 470, 512, 576, 533, 540.

**BOARD OF IMMIGRATION —**

- No. 101, S. To establish, 511, 519, 520.

**BOARD OF SUPERVISORS —**

- No. 44, A. Legalizing the action of county, of Waushara county, etc., 49, 116, 152.  
336, A. To prohibit the electors in all incorporated villages in St. Croix county from voting for chairman of, for the town in which said villages are situated, 173, 202, 243.

**BONDS —**

- No. 268, A. To authorize certain towns to accept, of indemnity in certain cases, 160, 349, 371.

**BOSCOBEL, CITY OF —**

- No. 387, A. To amend chapter 148, laws of 1873, entitled an act to incorporate the, 182, 266, 303, 346, 357, 469, 480, 556.

**BOTTUM, H. C. —****Bills introduced by:**

- No. 28, A. To legalize the official acts of David Jenkins, a justice of the peace in Fond du Lac county, 48, 63, 83, 97, 98, 164, 206, 455.
- 269, A. To amend subdivisions 1, 2 and 3 of section 462 of the revised statutes, relating to the reports of the clerks of school districts, 160, 220, 243, 299, 313, 424, 452, 556.

**BRADLEY, JOHN —****Bills introduced by:**

- No. 84, A. To create the county of New and provide for organization of same, 44, 370, 428, 447.
- 276, A. To provide for the sale of certain Wisconsin Reports, 161, 291, 325, 404, 439, 539, 562, 572.

**BREUER, GOTTFRIED —**

- No. 92, A. To legalize the official acts of, 76, 114, 140.

**BRIDGE —**

- No. 263, A. To authorize the Chicago, Milwaukee & St. Paul R. R. Co. to build a, across the Wisconsin river, 159, 267, 269.
- 271, A. To authorize the city of Milwaukee to build a, across the Mississippi river, 160, 206, 243.
- 185, A. To amend section 1819, revised statutes, relating to erecting and repairing, 112, 191, 213, 329, 357, 479, 493, 557.
- 178, A. To authorize the county of Crawford to levy and collect money to build, etc., 112, 138, 152, 190, 210, 446.
- 141, S. Authorizing the village of West De Pere to issue bonds for the purpose of aiding in the building of, across Fox river, 302, 320, 387.
- 140, S. Authorizing the village of De Pere to issue bonds for the purpose of aiding in the building of a draw and main, across the canal and Fox river, 322, 323, 344, 395.

**BRINDLEY, JOHN —****Bills introduced by:**

- No. 38, A. To secure to children the benefits of an elementary education, 48, 187, 153, 193, 225, 290, 302, 469, 470, 493, 556.
- 190, A. To amend sections 1246 and 1248, revised statutes, relating to road tax, 113.
- 810, A. Amendatory of section 1629, revised statutes, relating to the poisoning of wolves and other animals, 170, 236, 255, 310, 323, 371, 452, 556.
- 384, A. Entitled an act to enable graded and high schools to procure the illustrated atlas of Wisconsin, 173, 221, 243.
- Res. No. 15, A. Granting the assembly chamber to the State Agricultural and Horticultural Societies, 91, 102.
- 82, A. That speeches in committee of the whole shall be limited to 15 minutes, 282.
- 387, A. To amend chapter 148, laws of 1873, entitled an act to incorporate the city of Boscobel, 182, 303, 346, 357, 469, 480, 556.

**BROOKLYN —**

- No. 120, A. To legalize the organization of Mt. Hope Cemetery Association, Green county, 92, 152, 190, 210, 334, 353.

**BROWN COUNTY COURT —**

- No. 256, A. To abolish civil and criminal jurisdiction of the, and amend certain sections of the revised statutes, 155, 189, 218, 216, 298, 314, 321, 347, 456.



**BUGLASS, DAVID —**

- No. 106, S. To legalize the official acts of, a justice of the peace, 802, 820, 860, 362, 387, 423.

**BULLOCK, JOHN D.—**

**Bills introduced by:**

- No. 242, A. To amend the village charter of Waterloo, approved March 18, 1867, 136, 205, 243.  
 259, A. To amend section 1931, chapter 89, revised statutes 1878, entitled insurance companies, 156, 191, 235, 325.  
 394, A. To amend sections 1967 and 1972, chapter 89 of the revised statutes, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations, 183, 404, 463, 509, 521, 526, 541, 567.

**BURDGE, R. J.—**

**Bills introduced by:**

- No. 167, A. To amend section 1390, chapter 55, revised statutes 1878, wire fences, 113, 222, 243, 252.  
 278, A. Relating to the distribution of public documents, and to amend section 357, chapter 22, revised statutes 1878, 160, 221, 463, 509.  
 341, A. Section 1548 of the revised statutes of 1878, 174, 229, 238.  
 342, A. To amend sections 1626 and 1627 of chapter 72 of the revised statutes of 1878, 174.  
 358, A. Relating to the city of Beloit, and authorizing the purchase of additional cemetery grounds in that city, 178, 382, 431, 481, 506, 507, 532, 533, 546, 569.  
 Res. No. 23, A. Instructing superintendent of public property to furnish one copy of revised statutes to clerks of assembly, 130, 155, 167.

**C.**

**CADY, CHAS. A. —**

**Bills introduced by:**

- No. 125, A. For the repeal of all laws authorizing counties to aid the construction of railroads, 98, 364, 378, 492, 506, 560.  
 160, A. To legalize the acts of town treasurers and sheriffs in collection and return of unpaid taxes, 105, 219, 243, 284, 292, 452, 555.  
 401, A. To reorganize the town of White Creek, in Adams county, 883.  
 286, A. To appropriate to the Adams County Agricultural Society a sum of money therein named, 162, 311, 384, 405.

**CALL —**

Of the house, 388, 389, 390, 391, 440, 441, 442, 484, 485, 486, 489, 497, 498.

**CALUMET COUNTY —**

- No. 294, A. To discontinue and change the course of a certain state road in the town of Charlestown, and county of, 163.  
 406, A. For the protection of wild lands in the, 184.

**CANCELLATION BOOKS —**

- No. 135, A. Requiring town, village, city and county clerks to keep, 94, 348, 379, 492, 506, 547, 549, 565, 571.

**COULER, BEACH & CO —**

- No. 363, A. To appropriate a certain sum of money therein named to, 179, 313, 386.

**CAPITOL PARK —**

- No. 183, S. To appropriate a sum of money for repairs and improvements in, 332, 355, 471.

**CAREL, JOHN —**

- No. 3, S. To legalize the acts of a justice of the peace in the county of Kewaunee, 225, 227, 282, 325.

**CAREL, JOHN —****Bills introduced by:**

- Mem. No. 1, A. Memorial to congress for a resurvey of the proposed harbor at Kewauwee, Wis., 33, 55, 60, 87, 98, 256, 347.
- No. 19, A. To limit the number of terms to which a person may be eligible to the office of county treasurer, 42, 146, 153, 176, 195, 250, 268, 279, 539, 562, 570.
- 43, A. To limit the number of terms to which a person may be eligible to the office of county clerk, 49, 146, 176.
- 53, A. Relating to teachers' wages, and amendatory of section 459 of chapter 57 of revised statutes of 1878, 50, 115, 140.
- 261, A. To provide for laying out a state road from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay road, 159, 220, 246, 299, 300, 313, 424, 452, 556.
- Res. No. 3, A. Inviting justices of supreme court, state officers, to meet in joint convention to hear Governor's message, 11.
- Res. No. 4, A. That chief clerk be directed to inform the senate that the assembly is ready to receive them in joint convention, to hear the Governor's message, 14.
- Res. No. 11, A. To furnish revised statutes to Judiciary committee, 57, 62.

**CAREY, JOHN —****Bills introduced by:**

- No. 92, A. Legalizing the official acts of Gottfried Breuer, town treasurer of town of Eaton, Manitowoc county, 76, 114, 140.
- No. 201, A. To amend section 1, chapter 327, laws 1874, and section 1, chapter 262, laws 1878, relating to swamp and overflowed land in the counties of Manitowoc and Calumet, 121, 222, 242, 283, 292, 333, 363, 457.

**CARTER, WM. E. —****Bills introduced by:**

- No. 412, A. To appropriate a sum of money to carry out the provisions of Jt. Res. No. 12, A., 289, 311, 386, 491, 508, 540, 563, 573.
- 101, A. Restore and continue the board of trustees of the soldiers' orphans' home, 77, 116, 140, 189, 209, 328, 335, 349, 371, 452, 555.
- 140, A. To amend sections 490, 492, 493, 494, 496, of the revised statutes, relating to free high schools, 94, 219, 243, 291, 302, 548, 549, 552, 559, 565, 573.
- 220, A. To amend section 4449, chapter 175, revised statutes, relating to appeals and miscellaneous provisions, 123, 345, 378, 492, 506, 548, 565, 573.
- Jt. Res. No. 4, A. Relating to the distribution of revised statutes, 40, 41, 48, 227.
- 12, A. To provide for the funeral of the late Hon. John Potter, Jr., member of the assembly from Winnebago county, 119, 120, 128, 289, 311, 491, 540, 543, 544, 563, 573.

CARTER, Wm. E.—continued.

Jt. Res. No 25, A. That the joint resolution respecting the introduction of new business is hereby suspended, to allow the Select Committee to whom was referred the subject of lighting the capitol with the electric light, 585, 586, 548.

Res. No. 51, A. That inasmuch as Prof. Haskins is not able to make his proposed experiment with the electric light this evening, for want of time for preparation, that the use of the assembly chamber be granted to him for that purpose on Friday evening next, 486.

53, A. That the superintendent of public property be directed to furnish Bailey, Gardiner and Hutchinson each a copy of the revised statutes, 518.

CEDARBURG, TOWN OF—

No. 388, A. To authorize the commissioners of public lands to loan a portion of the trust funds of the state to the county of Ozaukee, in this state, 182, 207, 330, 378, 492, 506, 548, 565, 578.

CEMETERY ASSOCIATION—

No. 140, A. To legalize the organization of the Mt. Hope, of Brooklyn, Green county, etc., 92, 152, 190, 210, 334, 363, 457.

35, S. To legalize the election of the officers of the Delton, and the acts of the officers so elected, 208, 209, 234, 255, 261.

CEMETERY—

No. 25, A. Amending chapter 59, section 1440, general laws 1878, relating to, 43, 78, 99.

291, A. To legalize the organization of Greenwood Association, Reedsburg, Sauk county, 162, 528.

358, A. Relating to the city of Beloit, and authorizing the purchase of additional grounds in that city, 178, 382, 431, 481, 506, 507, 522, 533, 546, 569.

CHARITABLE, BENEVOLENT AND FRATERNAL SOCIETIES—

No. 24, A. Relating to, 43, 115, 141, 202, 224, 262, 293, 328, 357, 532, 533, 563, 570.

CHATTEL MORTGAGES—

No. 127, A. Relating to attachments, bills of sale and assignments, 93, 345, 381.

CHIEF CLERK—

ELECTION OF, 7.

CHILTON, CITY OF—

No. 343, A. To amend the charter of the, 174, 330, 382, 399, 511, 537, 558.

CHIPPEWA COUNTY—

No. 360, A. To authorize, to issue bonds for the purpose of liquidating its indebtedness, 179, 406, 463, 521, 536, 543, 564, 572.

CHIPPEWAS—

No. 109, S. In relation to the right of the descendants of the, of Lake Superior becoming legal voters, and entitled to vote in all state elections, 302, 361, 396.

**CHIPPEWA FALLS —**

- No. 359, A. To authorize the, to issue bonds for the purpose of liquidating its indebtedness, 178, 491, 518, 543, 568, 572.
- 361, A. To repeal chapter 108, laws of 1877, relating to the license fund received by, and acts amendatory thereof, 179, 239, 310, 324, 424, 452, 556.
- 85, S. Relating to chapter 159, laws of Wisconsin for the year 1878, and amendatory of section 2 of sub-chapter 3, section 4 of sub-chapter 7, section 3 of sub-chapter 12, and section 10 of sub-chapter 15, and to repeal section 10 of sub-chapter 4 of said chapter 159, entitled an act to revise the charter of the city of, 194, 195, 205, 239, 243, 250.

**CITIES AND INCORPORATED VILLAGES —**

- No. 165, A. To confer certain powers upon the, in regard to the use of streets and alleys, 110, 146, 152, 203, 224, 424, 438, 492, 557.
- 189, A. Relating to actions and proceedings in which, are parties, 113, 189, 213.

**CIVIL ACTIONS —**

- No. 395, A. Relating to the manner of commencing, and authorizing court commissioners to grant orders of publication, and amendatory of section 2640 of the revised statutes, 183, 229, 255.

**CIRCUIT COURT —**

- No. 8, A. Regulating time of holding, in the eighth judicial circuit, 36, 137, 152, 203, 223, 334, 362, 456.
- 14, A. Regulating time of holding the, Juneau county, 39, 282, 324, 393, 426, 539, 563, 570.
- 48, A. Providing for special terms of, in the seventh judicial circuit, 49, 64, 83, 97, 98, 164, 206, 403, 455.
- 76, A. Providing special terms of, in first judicial circuit, 62, 83, 95, 204, 224, 270, 348, 381, 456.
- 87, A. Relating to, of Winnebago county, 68, 114, 140, 190, 209, 354, 458.
- 91, A. Relating to stay of executions on judgments rendered in the, 76, 114, 140.
- 146, A. To authorize the judge of the third judicial circuit to appoint an interpreter, Washington county, 103, 213.
- 173, A. Relating to trials of certain actions in the, 111, 137.
- 203, A. To regulate proceedings in, 123, 189, 213.
- 270, A. To regulate the terms of, in the county of Polk, 160, 277, 313, 383, 395, 539, 546, 569.
- 279, A. To restrain the jurisdiction of the, 161, 361, 386.
- 114, S. Relating to special terms of court in the third judicial circuit, 302, 320, 387.

**CIVIL RIGHTS —**

- No. 107, A. Relating to the, of discharged convicts, 86, 437, 462, 521.

**CIVIL PROCESS —**

- No. 68, A. To amend section 4319 of revised statutes, relating to persons confined in jail on, 55, 95, 107.

**CLARK, SAMUEL R. —****Bills introduced by:**

- No. 44, A. To legalize the action of the county board of supervisors of Waushara county, in vacating a piece of road in 1877, 49, 116, 152, 190, 210, 334, 362, 457.

**CLARK, COUNTY OF—**

- No. 281, A. To detach from the county of Marathon and attach to the, 123, 347, 386.
- 251, A. To authorize Geo. H. Ray, his associates, to build dam across Cauley creek in, 141, 204, 243, 320, 388, 469.
- 386, A. To exempt, from the operation of certain laws, 181, 229, 255.

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- No. 168, A. To legalize the actions of school district No. 4, of Polk county, 110, 187, 152, 208, 223, 334, 363, 457.

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- No. 185, A. Requiring town, village, city and county, to keep cancellation books, 94, 348, 379, 492, 506, 547, 549, 565, 571.
- 269, A. To amend subdivisions 1, 2 and 3, section 462, revised statutes, relating to reports of school districts, 160, 221, 243, 299, 313, 424, 452, 556.

**COE, E. D.—**

**Bills introduced by:**

- No. 5, A. Relating to the operation of the United States coast survey, 33, 55, 59, 87, 98, 252, 348, 455.
- 192, A. To amend chapter 145, laws 1878, relating to publication and sale of the reports of the geological survey, etc., 113, 145, 152, 203, 223, 333, 381, 458.
- Res. No. 9, A. That the message of the governor and the recommendations contained therein be referred to the several committees, 41.
- 35, A. Instructing chief clerk to have certain bills printed, 298.
- 52, A. That the chief clerk be directed to deliver to Mr. C. A. Masse the statement and petition of citizens of Sturgeon Bay, respecting bills Nos. 97 and 303, A., and Jt. Res. No. 15, A., 501.
- 63, A. That the thanks of the assembly be tendered visiting members, 559.
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- 410, A. To regulate taxes upon express companies, 275, 325, 406, 443.
- 411, A. To regulate palace car companies in this state, 275, 325, 406, 443.

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**CONDIT. F. T. —**

Bill- introduced by:

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91, A. To provide for a stay of execution on judgments rendered in circuit courts, 76, 114, 140, 426.

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**CONDIT. J. D. —**

Bill- introduced by:

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66, A. To amend section 3339 of the revised statutes, relating to liens upon logs and lumber, 55, 393, 431, 514, 525.

202, A. To appropriate money to Brown & Foster, 121, 192, 311, 386.

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No. 241, A. To provide for the leasing of, to United States government and to counties, 136, 276, 314, 392, 428.

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**COMMON SCHOOLS —**

No. 108, S. To amend section 443 of chapter 27 of the revised statutes of 1878, entitled of, 332, 355, 382, 430, 438, 446.

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187, S. To provide for the removal of, in certain cases, 332, 355, 361, 395.

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No. 56, S. A bill to legalize the action therein set forth, of the, 208, 209, 277, 324, 336.

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No. 119, S. To change the time of holding annual meeting of, St. Croix county, and to repeal chapter 238 of the general laws of Wisconsin for the year 1875, 302, 347.  
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**COURT COMMISSIONER —**

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No. 43, A. To limit the number of terms to which a person may be eligible to the office of, 49, 146, 176.

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No. 163, S. To impose certain penalties upon, for violating certain provisions of law, 332, 355, 431, 439, 471, 433.

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No. 234, A. To authorize the, of certain counties to employ a clerk, 135, 189, 213.

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**COUNTY SUPERINTENDENT —**

No. 158, A. To abolish the office of, and to provide for an examination of teachers in public schools, 104, 153.

## COX, GEO. G. —

## Bills introduced by:

- No. 184, A. To amend section 496, chapter 27, revised statutes 1878, 112, 265, 313.  
 299, A. To compel the owners, proprietors and occupants of dams to construct and maintain fishways, 169, 268, 269, 402, 462.

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- No. 178, A. To authorize the, to levy and collect money to build bridges, etc., 112, 138, 152, 190, 210.

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- No. 47, A. To amend section 1, chapter 318, laws of 1878, authorizing Frederick G. Stanley and others to maintain a dam or, across Courte Oreille river in Chippewa county, Wisconsin, 49, 116, 152, 203, 223, 322, 346, 456.  
 50, A. Authorizing James and William Johnston to maintain a, across Willow Creek, Polk county, Wis., 49, 267, 313, 364, 373, 469, 480, 556.  
 80, A. Authorizing G. E. More and E. G. Moore to build and maintain dam across Little Wolf river, in Waupaca county, 63, 364, 379, 481, 506, 543.  
 126, A. Authorizing C. D. Wescott and others to build and maintain a, across Wolf river, in Shawano county, 93, 267, 313, 393, 427, 539, 563, 57.  
 148, A. Authorizing Daniel Shaw and Elias Moses and their assigns to maintain, on Deer Tail river, 103, 145, 152, 268, 278, 333, 363, 457.  
 171, A. To authorize Knapp, Stout & Co. company to build a dam across Bear creek, 111, 145, 153, 201, 225, 267, 278, 354, 365, 366, 452, 555.  
 187, A. To authorize Knapp, Stout & Co. company to build a dam across Ten Mile creek, 113, 145, 153, 201, 225, 329, 356, 357, 469, 557.  
 193, A. To authorize Knapp, Stout & Co. company to build a, across Yellow river, Barron county, 113, 145, 153, 201, 225, 219, 333, 469, 537, 557.  
 213, A. To authorize Wm. T. Price, his associates and assigns, to build a, across O'Neil creek, Clark county, 123, 146, 152, 203, 224, 322, 347, 456.  
 214, A. To authorize Wm. Baker to build, across south fork of Yellow river, Taylor county, 123, 205, 243, 233, 292, 510, 511, 546, 569.  
 251, A. To authorize Geo. H. Ray, his associates, to build a, across Cauley creek, 144, 204, 243, 320, 338, 469, 492, 493, 557.  
 255, A. To authorize John E. Glover to build a, across the south fork of Clam river, Polk county, 155, 393, 431, 514, 526, 547, 561, 571.  
 299, A. To compel the owners, proprietors and occupants of, to construct and maintain fishways, 169, 268, 269, 402, 462.  
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- No. 24, S. To authorize the construction of a, across the Big Eau Plain river, in Marathon county, 208, 209, 235, 255, 261.
- 26, S. To authorize Carl B. Long and Alfred E. Long to erect and maintain a, in and across the Yellow river, in Wood county, 301, 302, 353, 354, 387, 425.
- 77, S. To authorize the Knapp, Stout & Co. company to erect and maintain a, across Red Cedar river, in Burnett county, 301, 302, 353, 354, 387, 397, 423, 541.
- 78, S. To authorize the Knapp, Stout & Co. company to erect and maintain a, across the Yellow river, in Barron county, 301, 302, 353, 354, 387, 423, 541.
- 80, S. To authorize O. J. Haywood and W. E. McCord to build a, across and otherwise improve Little Chief river, in Chippewa county, Wisconsin, for log driving purposes, 322, 323, 369, 430, 438, 445.
- 158, S. To authorize James and William Johnston to erect and maintain a, across the Willow river, in St. Croix county, Wisconsin, 370, 371, 384, 403, 404, 471, 482, 483.

**DAVISON, JAMES —**

**Bills introduced by :**

- No. 376, A. To amend chapter 195 of the laws of 1878, entitled an act to incorporate the city of Waupun, 180, 349, 379, 511, 547, 570.

**DEAF AND DUMB —**

- No. 13, S. To appropriate to the Wisconsin Institution for the Education of the, certain sums of money therein named, 494, 500, 501, 522.

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- No. 15, A. Relating to killing of, 39, 146, 152, 204, 224, 322, 346, 455.

**DELINQUENT TAXES —**

- No. 284, A. Relating to, on state lands, etc., 162, 381, 430.

**DENTISTRY —**

- No. 18, S. To regulate the practice of, in the state of Wisconsin, 225, 227, 284, 324, 336, 356.

**DEGROFF, JOHN W. —**

**Bills introduced by:**

- No. 105, A. To amend chapter 171, laws 1875, granting to S. D. Van Gorder to maintain a ferry across the Mississippi river, 77, 206, 243.
- 211, A. To amend section 1935, chapter 89, revised statutes 1878, entitled of insurance corporations, 122, 285, 325, 360, 365, 373, 447, 522, 527, 548, 566, 574.
- 234, A. To authorize the county judge of certain counties to appoint clerks, 135, 189, 213.
- 295, A. Relating to the testing and grading of wheat, and to amend section 1666, chapter 76, revised statutes 1878, 163, 490.
- Res. No. 30, A. Requesting secretary of state to furnish information relative to scalp bounties, etc., 264.
- 12, A. That the superintendent of public property be authorized to replace lost copies of revised statutes to Messrs. Carter and Blackstone, 57, 62.
- 25, A. Requesting superintendent of public property to furnish appointees of chief clerk and sergeant-at-arms stationery to the value of \$5, 131, 155.
- Jt. Res. No. 13, A. Relative to amending the constitution of this state, 158, 159, 344, 386.

**DE PERE, VILLAGE OF —**

- No. 140, S. Authorizing the village of, to issue bonds for the purpose of aiding in the building of a draw and main bridge across the canal and Fox river, 322, 323, 344, 395.

**DIPLOMAS —**

- No. 10, A. Relating to, 36, 115, 140.

**DEWING, ELY B —****Bills introduced by:**

- No. 46, A. To provide for the purchase of certain digests of Wisconsin reports, 49, 282, 325, 393, 428, 549, 561, 570.  
 95, A. Relating to election returns and amendatory of chapter 5, revised statutes 1878, 76, 125, 153, 291, 325, 393, 427, 560.  
 144, A. To repeal certain provisions of sections 1464, chapter 60, revised statutes 1878, 103, 191, 213, 268, 278, 495.  
 227, A. To amend section 4565, chapter 185, revised statutes, relating to game and fish, 135, 235, 255, 310, 323, 495, 523, 541.  
 275, A. To amend section 4284, revised statutes, relating to proceedings in insolvency, 161, 219, 243.  
 322, A. Relating to the establishment of landmarks, and to the deposits of field notes in the proper office, 172, 299, 325, 549.

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- No. 107, A. Relating to the civil rights of, 86, 437, 462, 521, 525, 543, 561, 571.  
 25, S. To provide for, and the appointment of a state agent for that purpose, 463, 470.

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- No. 15, A. Relating to killing of deer, 39, 146, 152, 204, 224, 322, 346, 455.  
 42, A. Relating to tax on dogs, 48, 147, 153, 322.

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- No. 116, A. Granting to, his heirs and assigns, certain powers, 87, 205, 243, 284, 292, 333, 363, 457.

**DODGE, COUNTY OF —**

- No. 100, A. To remedy evils consequent upon the destruction of public records of, by fire, 77, 361, 366, 455, 473, 514, 525, 543, 565, 571.

**DOUGLAS COUNTY —**

- No. 285, A. To enable, to settle and adjust bonded indebtedness, 162, 235, 255, 290, 303, 334, 363, 457.

**DOGS, ETC. —**

- No. 42, A. To amend chapter 72, revised statutes, taxing of, in Door county, 48, 147.  
 63, A. To amend section 1624, chapter 72, revised statutes, taxing of, 54, 147, 153, 403, 443, 514, 525, 560.  
 99, A. To amend section 1623, revised statutes, relating to taxation of, 77, 146, 156, 219, 238.  
 102, A. To repeal sections 1636 to 1630, inclusive, of revised statutes, entitled of, 77, 147, 153, 236, 255, 279, 393, 427, 428, 539, 541, 547, 564, 573.  
 240, A. To amend sections 1623, 1624 and 1625, chapter 72, revised statutes, relating to, 136, 403.

**DRAINS —**

- No. 282, A. To provide for the re-assessment and construction of, where the original assessment is declared void, 161, 267, 303, 347, 357, 538, 546, 569.  
 818, A. To legalize the construction of ditches, or watercourses, and the assessment of benefits, 170, 234, 255.

**E.**

**EASTMAN, LAFAYETTE —**

Bills introduced by:

- No. 109, A. To amend city charter of Plymouth, 86, 220, 243, 290, 302, 436, 492, 557.

**EATON, TOWN OF —**

- No. 92, A. To legalize the official acts of Gottfried Breuer, a town treasurer of, Manitowoc county, 76, 114, 140.

**EAU CLAIRE, CITY OF —**

- No. 272, A. To amend chapter 16, laws 1872, relative to the charter of the, 160, 202, 243, 299, 312, 354, 381, 555.

**ECKHARDT, JACOB, JR. —**

Bills introduced by:

- No. 26, A. To amend section 496, chapter 27 of revised statutes, 43, 265, 313.  
 68, A. Relating to taxing of dogs, and amendatory of section 1624 of chapter 72, revised statutes 1878, 54, 147, 153, 403, 443, 514, 525, 560.  
 230, A. To amend subdivision 1, section 1340, and section 1248, chapter 52, revised statutes, of roads and bridges, 135, 190, 213.

**EDUCATION OF BLIND —**

- No. 15, S. To appropriate to the Wisconsin Institution for the, certain sums of money therein named, 494, 500, 523.

**EGAN, MICHAEL J. —**

- No. 339, A. To appropriate to, a sum of money therein named, 173, 363, 399, 453, 454, 514, 527.  
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- No. 75, A. Relating to, and amendatory of section 27, chapter 5, revised statutes, 62, 125, 153, 176, 283, 325, 427, 510.  
 172, A. To authorize the electors of the town of Fort Winnebago, to hold, in the city of Portage, 111, 405, 406, 463.

**ELECTRIC LIGHT —**

- No. 413, A. Relating to lighting the capitol with, 550, 552, 566, 573.

**ELLINWOOD, A. P. —****Bills introduced by:**

- No. 11, A. To repeal section 2455 of the revised statutes, 36, 51, 60.  
 157, A. Entitled an act to amend section 4057, revised statutes, relative to paying witnesses in advance, in civil actions, 104, 187, 153.  
 207, A. To amend chapter 334, laws 1868, and amend chapter 188, laws 1870, relating to village of Reedsburg, 122, 234, 255.  
 209, A. To repeal sections 1583 and 1584, revised statutes, relative to license of peddlers, 122, 402, 462.  
 201, A. To legalize the organization of Greenwood Cemetery Association, of Reedsburg, Sauk county, and the acts of the trustees thereof, 162, 528.  
 323, A. Relating to the assessment of cord wood, 172, 236, 238, 269, 287, 491, 518, 522, 527, 528, 548, 565, 573.  
 402, A. Requiring the secretary of state to cause to be issued to each school district clerk within this state a copy of the Blue Book of 1869, and making appropriation therefor, 783, 810, 386.  
 408, A. To amend section 1465 of chapter 60 of the revised statutes, relating to agriculture, 184, 329, 378, 391, 506, 549, 564, 573.  
 Res. No. 26, A. Instructing sergeant-at-arms to place on his pay roll one man as custodian of cuspidores, and one for enrolling and engrossing rooms, 131, 155.  
 No. 45, A. That two thousand copies of the minority reports of the Joint Select committee, to whom was referred Jt. Res. No. 11, S., be printed for the use of the assembly, 433.  
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- No. 128, A. To make abstracts of title to land, *prima facie*, 93, 124, 125, 152, 189.  
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- No. 91, A. Providing for a stay of, on judgments rendered in the circuit courts, 76, 114, 140.

**EXPRESS COMPANIES —**

- No. 410, A. To regulate taxes upon, 275, 325, 406, 443.

**EXCISE, ETC. —**

- No. 61, A. Relating to, and to repeal sections 1548 and 1550, revised statutes, 54, 128, 140, 153.  
 195, A. To amend section 1548 of the revised statutes of 1878, relating to, 114, 147, 153.  
 40, S. To amend section 1557 of chapter 69 of the revised statutes of 1878, entitled of, and the sale of liquors, 225, 227, 285, 255, 261, 265, 279, 287.  
 112, A. Relating to, and sale of intoxicating liquors, 86, 114, 140.

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- Complying with the request contained in Jt. Res. No. 19, A., and bill No. 88, A. 471.
- Complying with the request contained in joint resolution asking for further consideration of bill No. 86, A., relating to public lands, 481.
- Relative to, regarding odd sections of lands received from U. S. Government, 502, 503.
- Relative to Jt. Res. No. 26, A., and bill No. 237, A.
- Relating to Jt. Res. and bills 252, 407, A., 566.
- Relating to bills signed and placed in the office of secretary of state, 569.
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**EXAMINATION OF TEACHERS —**

- No. 245, A. To amend section 450, revised statutes, relating to certificates and, 144, 193, 213, 329, 357, 538, 546.

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- No. 105, A. To amend chapter 71, laws of 1875, granting to S. D. Van Gorder to maintain a, across the Mississippi river, 77, 206, 243.

**FENCING —**

- No. 896, A. Regulating the use of barbed wire for fences on public roads, and railroad, 183.

**FIELD, NORTON J. —**

**Bills introduced by:**

- No. 9, A. To authorize the city of Racine to borrow money for the support of paupers. 36, 55, 59, 88, 98, 164, 407, 458.
- 134, A. To enable the city of Racine to readjust its corporate debt, 94, 234, 284, 292, 424, 452, 555.
- 198, A. To regulate size of the mesh of the nets in Lake Michigan, Green Bay and Lake Superior, and repeal section 563, revised statutes, 121, 236, 293, 328, 357, 358, 510, 511, 546, 569.
- 233, A. To amend chapter 313, laws 1875, relating to charter of city of Racine, 135, 234, 255, 291, 303, 354, 381, 555.
- 253, A. To protect and preserve fish in lakes Winnebago, etc., 155, 202, 243, 291, 303, 538, 546, 569.
- 355, A. To provide for levying a state tax for the year A. D. 1879, 178, 369, 400, 401, 549, 565, 573.

**FISCHER, HENRY P. —**

**Bills introduced by:**

- No. 35, A. To repeal sections 113, 114, 115, 116, 117, 119, 120 and 121 of chapter 10, revised statutes 1878, relating to furnishing of stationery, postage stamps, newspapers and Blue Book to members and others, 44, 78, 99.
- 54, A. To provide for biennial sessions of the legislature, and amendatory of section 99, chapter 10, revised statutes 1878, 50, 64, 83.
- 56, A. To secure fair trials in criminal cases in Milwaukee county, 50, 78, 90.
- 81, A. To provide stationery for use of the members and chairman of each standing committee, 63, 78, 99.

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- No. 83, A. To authorize the city of Milwaukee to raise a special tax in the south side sewerage district, 63, 194, 213.
- 151, A. To amend subdivision 15, section 2982 of revised statutes 1878, 104, 137, 153.
- 241, A. To provide for the leasing of convict labor to U. S. Government and counties, and to amend sections 4938, 4943, chapter 201, revised statutes, 136, 276, 314, 392, 428.
- 338, A. To amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the city of Milwaukee, 173, 324, 404, 441, 510.
- 403, A. To legalize the action of the Wisconsin legislature of 1879, 183, 421, 471.
- Jt. Res. No. 6, A. Amending the constitution, providing for biennial sessions of the legislature, 53, 202, 243, 263, 282, 325, 346, 358, 425.

**FISH—**

- No. 20, A. To amend section 4560, chapter 185, of revised statutes of 1878, relating to penalty for catching of, 43, 192, 213.
- 117, A. Erecting a, hatching house in city of Milwaukee, 87, 202, 311, 325.
- 227, A. To amend section 4565, chapter 185, relating to game and, 135, 233, 255, 310, 323, 445, 523, 541.
- 212, A. To amend chapter 182, laws 1875, chapter 550, laws 1867, chapter 233, laws 1867, relating to, 122, 146, 152, 203, 224, 322, 347, 456.
- 253, A. To protect and preserve, in lakes Winnebago, etc., 155, 202, 243, 291, 303, 538, 546, 569.
- 260, A. For the preservation of, and game in Polk county, 156, 299, 325.
- 281, A. To provide for the preservation of, in the waters of Calumet county, 161, 202, 243, 299, 312, 436, 480, 528, 540, 563, 572.
- 299, A. To compel the owners, proprietors and occupants of dams to construct and maintain fishways, 169, 268, 269, 402, 463.
- 28, S. To amend section 1, chapter 297, laws 1878, relating to the preservation of, 225, 227, 403, 471.
- 31, S. To encourage the artificial propagation of, in Wisconsin, 139, 235, 253, 261.
- 32, S. To appropriate to the commissioners of fisheries a certain sum of money, 226, 227, 235, 255, 261.
- 121, S. To provide for the construction of fishways in the outlet of Big Green Lake, Green county, 227, 291, 327, 336, 438, 504.

**FITZGERALD, WM. H.—****Bills introduced by:**

- No. 78, A. To legally protect the inmates of the insane asylums, 63, 145, 401.
- 79, A. For the protection of personal liberty, 63, 145, 153, 401.
- 232, A. To amend chapter 63, laws 1860, relating to Milwaukee & Cedarburg Plankroad Company, 135, 329, 360, 462, 463.
- 324, A. To compel the Milwaukee & Cedarburg Plankroad Company to file the reports required by law, and fixing a penalty for their failure to do so, 172, 320, 335, 467, 468.
- 388, A. To authorize the commissioners of public lands to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state, 132, 207, 330, 378, 492, 506, 548, 565, 573.

**FLAMBEAU, COUNTY OF—**

- No. 4, S. For the division of the counties of Chippewa and Lincoln, and the erection of the, 333, 355, 364, 387, 394, 395.

**FYLER, DEWIT C. —**

No. 58, S. To appropriate to, a sum of money therein named, 301, 302, 324, 337.

**FLEMING, WILLIAM —**

Bills introduced by:

No. 243, A. To provide the manner of procuring abstract of title to real estate in certain cases, 143, 301, 336.

Res. 57, A. Resolved, That the thanks of this assembly are due and are hereby tendered to Mr. Miletus Knight, sergeant-at-arms of the assembly, and his assistants, etc., 536.

**FLINN, H. —**

Bills introduced by:

No. 108, A. To amend and revise the several acts relating to public schools of Watertown, approved March 15, 1856, 86, 116, 140, 190, 210, 247, 323, 346, 436, 437, 469, 493, 557.

110, A. To amend and consolidate several acts of city of Watertown, approved March 28, 1875, 86, 125, 152, 190, 210, 334, 363, 457.

306, A. To except the city of Watertown from the provisions of sections No. 20, 21, 22, 23 and 24 of chapter 5 of the revised statutes of 1878, relating to registry of electors, 170, 299, 325, 326.

382, A. To amend an act entitled an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers, 181, 291, 324, 405, 439, 511, 537, 558.

Jt. Res. No. 18, A. That the governor be requested to return without his signature bill No. 108, A., relating to schools in the city of Watertown, 380, 394, 436.

**FORD, MILAN —**

Bills introduced by:

No. 107, A. Relating to the civil rights of discharged convicts, 86, 437, 462, 521, 525, 548, 561, 571.

191, A. To appropriate to Winnebago county a sum of money, 113, 487, 512, 521, 527, 549, 565, 573.

292, A. To appropriate to Jerome W. Barnum and James W. Van Dorn a sum of money, 162, 325, 349, 360.

Or, in memoriam of Hon. John Potter, deceased, 271.

**FOND DU LAC, CITY OF —**

No. 22, A. To amend charter of, 43, 79, 81, 164, 348.

274, A. To amend sections 20, 21, 22, 23 and 24 of the revised statutes, exempting the, from the registry of electors, 160, 234, 255.

325, A. To rev. sc. consolidate and amend the charter of the, 172, 237, 516, 523, 566, 574.

**FOND DU LAC, COUNTY OF —**

No. 23, A. To legalize the official acts of David Jenkins, a justice of peace in, 43, 63, 98, 164, 206.

39, S. To legalize the official acts of Wm. McDermott as a notary public for, 208, 209, 229.

**FORT ATKINSON, CITY OF —**

No. 375, A. To amend chapter 247, laws of 1878, entitled an act to incorporate the, 180.

**FRANK, JOHN G. —**

No. 335, A. To pay John Shiel a sum of money therein named, 173, 348, 378, 492, 507, 548, 565, 572.

## FREE HIGH SCHOOLS—

- No. 3, A. Providing relief for, 33, 88, 99, 124, 141, 219, 303, 346, 455.
- 140, A. To amend sections 490, 492, 493, 494, 496, of the revised statutes, relating to, 94, 243, 291, 302, 543, 549, 552, 559, 565, 573.
- 200, A. To allow joint school district No. 2, town of Almond, Portage county, and Oasis, Waushara county, to participate in the benefits of the law governing, 121, 382, 430.

## FROST, GEO. L.—

## Bills introduced by:

- No. 12, A. To legalize the action, therein set forth, of the board of supervisors of the town of Arena, in the county of Iowa, 39, 51, 69, 455.
- 96, A. To legalize the acts of the board of supervisors, town of Arena, relating to certain school districts, 76, 114, 140, 204, 224, 334, 363, 457.
- 183, A. To legalize the acts of the board of supervisors, town of Arena, relating to certain school districts, 94.
- 197, A. To amend subdivision 4, section 1915, revised statutes 1878, relating to foreign insurance companies, 114, 191, 213, 382.
- 329, A. To amend section 1131, revised statutes, relating to publication of tax sales, 172, 283, 325.

## G.

## GALLETT, CHAS. R.—

## Bills introduced by:

- No. 135, A. Requiring town, village, city and county clerks to keep cancellation books, 94, 348, 361, 379, 492, 506, 547, 549, 565, 571.
- 137, A. Giving the consent of the state of Wisconsin to Northern Pacific R. R. Co. to build its road through the state, 94.
- 159, A. Relating to charter of city of Portage, 105.
- 172, A. To authorize electors of the town of Ft. Winnebago to hold elections in city of Portage, 111, 403, 406, 463.
- Mem. No. 3, A. Memorial to congress for an extension of time to the Northern Pacific R. R., to complete its line in Wisconsin and west to Puget's Sound, 124.
- 352, A. Relating to the charter of the city of Portage, and amendatory of section 8 of chapter 8 of section 122 of the laws of 1876, 178, 365, 379, 392, 427, 503, 505, 546, 570.

## GAME, ETC.—

- No. 327, A. To amend section 4565 of chapter 185 of the revised statutes of 1878, relating to wild, 135, 172, 301, 320, 386, 495.
- 49, S. To amend section 4565 of the revised statutes of 1878, entitled of penalty for killing, by net, trap, etc., 226, 227, 403, 471.
- 96, S. To repeal chapter 200 of the general laws of 1878, entitled an act for the protection of, in St. Croix county, 227, 235, 255, 300.

## GARDINER, WM.—

## Bills introduced by:

- No. 158, A. To abolish the office of county superintendent of schools, and for the examination of teachers, 104, 138, 153.
- 332, A. To fix a uniform compensation for the directors of the state prison; the managers of the industrial school for boys; the trustees of the insane asylums, the blind institute and the deaf and dumb institute, 173, 276, 313, 403.



**GEOLOGICAL SURVEY —**

No. 192, A. To amend chapter 145, laws 1878, relating to publication and sale of the reports of the, 118, 145, 152, 208, 223, 333, 381, 458.

**GOOD ORDER AND REPRESS CRIME —**

No. 104, S. To promote, 332, 355, 387, 454.

**GILBERT, A. E. —**

Bills introduced by:

No. 308, A. To re-enact chapter 151 of the general laws of 1867, and chapter 123 of the general laws of 1873, 170, 344, 386.

**GORMAN, MICHAEL —**

No. 94, A. To legalize the official acts of, 76, 189, 213.

**GOVERNOR'S MESSAGE —**

Delivering of, 16.

Furnishing copies of, 33, 36.

Referring of, to committees, 33, 41, 42.

Referring of, relating to deaf and dumb institution to special committee, 45.

**GOVERNOR —**

Informing, of organization, 9, 14, 37.

Informing, of meeting in joint convention, 15.

Annual message of, 16 to 36, inclusive.

No. 88, S. To appropriate to the, a sum of money therein named, for a contingent fund, 227, 243, 251.

Message from the, relating to bills approved and signed, 455, 456, 457, 458, 555.

Message from, complying with request contained in Jt. Res. No. 22, A., returning bill No. 291, A., to the assembly for further consideration.

**GRAIN —**

No. 19, A. Fumigating of, and amendatory of section 4606, revised statutes of 1878. 92, 127, 152, 189, 209, 485.

196, S. Requiring testers used in the grade of grain, etc., 540, 542, 544.

**GRANT COUNTY COURT —**

No. 311, A. Altering the time of holding September term of the, 170, 217, 335, 363, 458.

**GRAY, A. L. —**

Bills introduced by:

No. 256, A. To abolish the civil and criminal jurisdiction of the Brown county court, 155, 189, 213, 216, 298, 314, 321, 347, 456.

277, A. To appropriate to E. P. Cowles, Frank Shomer, A. W. Farland, E. Gallagher, M. T. Battis and J. F. Morse a sum of money, 161, 311, 386, 458.

**GREENING, PHILIP —**

Bills introduced by:

No. 282, A. To provide for the re-assessment and construction of drains where the original assessment is declared void, 161, 267, 303, 346, 357, 583, 546, 569.

384, A. To regulate the publication of county advertising and printing, 181, 267, 314.

## GREEN LAKE, COUNTY OF—

No. 90, A. Appropriating to the, a sum of money, 76, 139, 141, 153, 380, 399, 400, 539, 563, 570.

121, S. To provide for the construction of fishways in the outlet of Big Green Lake, 227, 291, 323.

## H.

## HART, J. G.—

## Bills introduced by:

No. 356, A. To provide for a certain width of wheel tires of wagons carrying loads of three thousand pounds and over, 178, 237, 238.

## Resolution introduced by:

Res. No. 62, A. That assembly rule No. 7 be suspended for the balance of the session, 559.

## HAUGEN, N. P.—

## Bills introduced by:

No. 8, A. To regulate the time for holding the general and special terms of the circuit court, in the eighth, judicial circuit, 36, 137, 152, 203, 223, 334, 362, 456.

155, A. Relating to the preservation of trout in the waters of St. Croix and Pierce counties, 104, 146, 152, 203, 223, 322, 346, 456.

156, A. To repeal chapter 243, laws 1878, to lay out a state road from Stockholm to Clear Lake, 104, 405.

293, A. To legalize the acts of the Red Wing & Trenton Transit Company, etc., 163, 219, 243.

395, A. Relating to the manner of commencing civil actions, and authorizing court commissioners to grant orders of publication, and amendatory of section 2640 of the revised statutes, 183, 229, 255.

## HEMMI, ULRICH—

## Bills introduced by:

No. 301, A. To amend chapter 13 of the private and local laws of 1871, entitled an act to amend chapter 172 of the local laws of 1870, entitled an act to incorporate the Baraboo Air Line Railroad Company, 169, 266, 269, 282, 325.

## HEMSCHEMEYER, WM. H.—

## Bills introduced by:

No. 166, A. Relating to town supervisors, and amendatory of section 1880, chapter 88 of revised statutes 1878, 110, 233, 255.

## HILL, JAMES—

## Bills introduced by:

No. 67, A. To give liens upon crops to farm laborers and others, 55, 192, 213, 229, 252.

112, A. To amend section 1548, chapter 56, revised statutes relating to excise and sale of intoxicating liquors, 86, 114, 140.

238, A. To legalize the acts of commissioner, to lay state road in counties of Pepin, Pierce, St. Croix and Polk, 136, 380, 384, 423, 463.

336, A. To prohibit the electors in all incorporated villages in St. Croix county from voting for chairman of the board of supervisors for the town in which said villages are situated, 173, 202, 243.

**HILL, JAMES — continued.**

- No. 847, A. To aid the North Wisconsin Railway Company, 174.
- 848, A. In relation to railroads, 174, 493, 512.
- 849, A. To facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress, approved respectively, June 3, 1850, and May 5, 1864, to aid in the construction of certain railroads in said state, 174, 420, 421, 463, 481, 508, 509, 540, 564, 572.
- 850, A. To amend chapter 87 of the revised statutes, entitled of railroads, 175.
- 898, A. To provide for the publication and distribution of the laws of Wisconsin concerning the organization and government of towns, 561, 549, 572, 183, 422, 437, 438, 487, 488, 512, 517, 528, 529.

**HISTORICAL ATLAS —**

- No. 334, A. Entitled an act to enable graded and high schools to procure the illustrated, of Wisconsin, 173, 221, 243.

**HUTCHINSON, B. E. —**

**Bills introduced by:**

- No. 41, A. To amend chapter 51, revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies, 48, 115, 141, 283, 295, 345, 359.
- 117, A. To provide for the erection of a fish hatching house in the city of Milwaukee, 87, 202, 243, 311, 325.
- 106, A. To authorize Wilbur M. Spier, a minor, to sell real estate as of full age, 78, 114, 140.
- 147, A. Relating to county courts, amendatory of section 2446, chapter 114, revised statutes, 103, 265, 313.
- 152, A. Relating to county courts, and amendatory of section 2456, chapter 114, revised statutes, 104, 219, 243, 291, 302, 510.
- 175, A. Authorizing justices of the peace of the city of Madison, to keep office and perform duties in any part of said city, 111, 282, 324, 404, 439, 539, 562, 571.
- 212, A. To amend chapter 182, laws 1878, chapter 550, laws 1867, to amend chapter 233, laws of 1867, relating to fish in lakes near Madison, 122, 146, 153, 203, 224, 322, 347, 456.
- 235, A. To provide clerical assistance in the office of the reporter of the supreme court, 135, 219, 243.
- 257, A. To prevent incendiarism and fraud in insurance, 156, 222, 243.
- 319, A. To repeal section 277 of the revised statutes, and to provide for the redemption of forfeited mortgaged lands and the refunding of surplus money thereon, 171, 330, 380, 390, 515, 516, 537, 558.
- 326, A. To authorize the issuing of patents to deceased persons in certain cases, 172, 330, 378, 514, 526, 548, 561, 572.
- 364, A. Relating to the Madison Fire Insurance Company, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof, 179, 383, 406, 463, 521, 525, 567.
- 365, A. To appropriate a sum of money therein named, 179, 276, 313, 323.
- Res. No. 7, A. Relative to Gov. Washburn's Edgewood estate, 83.
- Jt. Res. No. 7, A. Relative to adjournment of the two houses, 75, 76.
- 10, A. Relative to Gov. Washburn's Edgewood estate, 83, 102, 486.
- Res. No. 37, A. Relating to the death of Hon. Geo. L. Frost, of Lower county, 327.

**HUTCHINSON, B. E.—continued.**

Res. No. 89, A. Relating to the death of Hon. Geo. L. Frost, of Iowa county, 351, 352.

Jt. Res. No. 28, A. That his excellency, the governor, be requested to return No. 47, S., a bill to authorize the payment of expenses in securing lands to which the state is or may be entitled, 503, 523, 530.

**I.****INCORPORATION —**

No. 2, A. Of Northwestern Furniture Company, 33.

32, A. Of Peshtigo Lumbering and Manufacturing company, approved Oct. 11, 1856, and amendments thereto, 44.

357, A. To create a commission to compile and prepare a general and uniform law for the, of cities in the state of Wisconsin, 178, 236, 345, 359, 467.

**INGRAM, J. G.—**

Bills introduced by:

No. 102, A. To repeal sections 1636, 1637, 1638 and 1630, revised statutes, entitled of dogs and wild animals, 77, 147, 153, 236, 255, 279, 427, 428, 539, 541, 547, 564, 573.

148, A. Authorizing Daniel Shaw and Elias Moses and their assigns to maintain dams on Deer Tail river, etc., 103, 145, 152, 268, 278, 333, 363, 457.

239, A. To legalize the acts of Geo. Sheldon, justice of the peace, 136, 189, 213.

272, A. Relating to and amendatory of chapter 16 of the laws of 1872, relating to charter of city of Eau Claire, 160, 202, 243, 299, 312, 354, 381, 555.

302, A. To provide for the improvement of Mordeau creek for log-driving purposes, 169, 353, 379, 466, 467, 538, 562, 572.

313, A. Relating to the survey of certain lands, 172.

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Of Hon. John Potter, Jr., deceased, 44.

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No. 29, A. To appropriate to Northern Hospital of, a sum of money, 44.

78, A. To legally protect the inmates of the insane asylums, 63, 145, 153, 401.

115, A. To appropriate to Northern Hospital for, a sum of money, 87.

340, A. To provide for the incurable, of this state, 174.

14, S. To appropriate to the Wisconsin State Hospital for the, certain sums of money therein named, 494, 500, 523.

**INSURANCE —**

No. 257, A. To prevent incendiarism and fraud in, 156, 222, 243.

**INSOLVENCY —**

No. 275, A. To amend section 4281 of the revised statutes, relating to, 161, 219, 243.

**INSURANCE LAWS —**

- No. 118, S. For a more vigorous enforcement of the, of the state, 494, 505, 519.

**INSPECTORS OF ELECTION —**

- No. 118, S. To regulate the appointment of, and the registration of electors in cities of over 25,000 inhabitants, 468, 470, 499, 517, 518.

**INSURANCE COMPANIES —**

- No. 170, A. To amend section 1973, chapter 89 of revised statutes, 1878, entitled of, 111, 222, 285, 325, 404, 439, 511, 537, 558.  
 194, A. Relating to assessments upon premium notes of fire, 113, 393, 406, 463, 521, 526, 567.  
 197, A. To amend subdivision of section 4, section 1915 of the revised statutes of 1878, relating to foreign, 114, 191, 213, 247, 277, 287, 314, 382, 463.  
 211, A. To amend section 1935, chapter 89, revised statutes, entitled of, 123, 285, 325, 360, 365, 373, 447, 522, 527, 548, 566, 574.  
 259, A. To amend section 1931, chapter 89, revised statutes, relating to, 156, 191, 285, 325.  
 298, A. To prescribe the license fees and charges that, doing business in the state shall pay, and exempting the personal property from taxation, 169.  
 394, A. To amend sections 1967 and 1973, chapter 89 of the, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident, 182, 404, 463, 509, 521, 526, 541, 567.  
 71, S. To amend chapter 51 of the revised statutes, entitled taxation of railroad, telegraph, fire, inland navigation and life, 494, 505, 518, 519.

**INTEREST —**

- No. 7, A. Regulation of, 84, 229, 230, 231, 232, 233, 277, 324, 338, 339, 340, 341, 342, 343, 407, 439, 440, 441, 442, 446, 496, 497, 498, 540.

**J.**

**JANESVILLE, CITY OF —**

- No. 379, A. To authorize the, to secure a supply of water for the extinguishment of fires, and for other purposes in said city, 181.

**JEFFERSON, CITY OF —**

- No. 131, A. To amend section 10, chapter 10 of chapter 263, laws 1878, to incorporate the, 93, 220, 243, 284, 292, 333, 363, 457.  
 132, A. To authorize the, to borrow money, 93, 127, 152, 208, 228, 510, 511, 537, 557.  
 133, A. To amend chapter 263, laws 1878, to incorporate the, 94, 220, 243, 328, 387, 468, 493, 557.

**JENKINS, DAVID —**

- No. 23, A. Legalizing the official acts of, 43, 63, 83, 98, 164, 206, 455.

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- Informing senate of, 14, 69.  
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**JUNEAU, COUNTY OF —**

- No. 14, A. Regulating time for holding circuit court in, 39, 282, 324, 393, 426, 539, 563, 570.

**JURORS —**

- No. 289, A. To amend section 3640, chapter 153, revised statutes 1878, relating to, in justice courts, 162, 202, 243.

**JUSTICES OF THE PEACE —**

- No. 175, A. To authorize, to keep office and perform certain duties in any part of the city of Madison, 111, 282, 324, 404, 439, 539, 562, 571.  
163, A. To amend sections 1 and 2, chapter 191, laws of 1876, relating to, in the city of Milwaukee, 105, 147, 148, 153, 394.  
68, S. To provide for the election of, in the city of Watertown, 226, 227, 265, 336.  
195, S. To amend chapter 67, laws 1879, to provide for election of in city of Watertown.

**K.****KEOGH, EDWARD —****Bills introduced by:**

- No. 82, A. Relating to the municipal court of Milwaukee county, 63, 148, 152, 204, 224, 539, 563, 570.  
149, A. Amending charter of city of Milwaukee, 103, 286, 325, 394.  
252, A. To amend chapter 115, revised statutes, relating to municipal court of Milwaukee county, 144, 194, 345, 378, 466, 467, 538, 564, 566, 567, 568, 573.  
Res. No. 43, A. Relating to bill 328, A., to establish a board of fire commissioners, etc., 430.  
That 500 copies of report of commissioners of Wisconsin Railroad Farm Mortgage Company, be printed for the use of the legislature, 213.

**KELLY, D. M., SPEAKER —**

- Res. No. 50, A. That the senate be, and is hereby requested to return to the assembly No. 181, S., for further consideration, 470.  
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**L.****LA DUE, NELSON —****Bills introduced by:**

- No. 104, A. To provide for the payment of money to Joseph B. Lovelace, 77, 395, 396, 514, 515, 533.

**LAGOE, PETER —**

- No. 389, A. Authorizing Peter Lagoe and his associates to improve Tappan creek, in Chippewa county, Wisconsin, 182, 321, 406, 463, 521, 526.

LA CROSSE. CITY OF —

- No. 80, S. To amend chapter 185 of the laws of 1876, entitled an act to revise, consolidate and amend the charter of the city of La Crosse, approved February 19, 1869, and the several acts amendatory thereof, approved March 7, 1876, 225, 227, 266, 324, 336.

LANDMARKS —

- No. 322, A. Relating to the establishment of, and to the deposit of field notes in the proper office, 172, 299, 325, 549.

LANDS —

- No. 83, A. To provide for sale of, belonging to the state of Wisconsin, 44, 830, 879, 481, 508.  
 45, A. To provide for the surveys of, counties of state of Wisconsin, 49, 202, 203.  
 819, A. To repeal section 277 of revised statutes, and to provide for the redemption of forfeited mortgaged, and the refunding of surplus money thereon, 171, 330, 380, 399, 515, 516.

LAWS OF WISCONSIN —

- No. 398, A. To provide for the publication and distribution of the, concerning the organization and government of towns, 183, 422, 437, 438, 487, 488, 512, 517, 528, 529, 549, 561, 572.

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- No. 12, A. The action of board of supervisors of town of Arena, 39, 51, 69, 455.  
 17, A. The acts of Thomas Blinkiron, a justice of the peace, 43, 64, 83, 98, 164, 456.  
 28, A. The official acts of David Jenkins, a justice of the peace in Fond du Lac county, 43, 63, 83, 97, 455.  
 27, A. The acts of the board of supervisors of Naples, Buffalo county, 43, 219, 243.  
 92, A. The official acts of Gottfried Breuer, town treasurer of Eaton, Manitowoc county, 76, 114, 140.  
 94, A. The official acts of M. Gorman, a justice of the peace, 76, 189, 213.  
 96, A. The action of the board of supervisors of town of Arena, county of Iowa, 76, 114, 140, 204, 224, 334, 363, 457.  
 120, A. The organization of Mt. Hope Cemetery Association, and the acts of trustees thereof, 92, 152, 190, 210, 334, 363, 457.  
 138, A. The action of the board of supervisors of town of Arena, relating to school districts, 94.  
 160, A. The acts of town treasurers and sheriffs in collection and return of unpaid taxes, 105, 219, 243, 284, 292, 424, 453.  
 168, A. The acts of school district No. 4, town of Clear Lake, Polk county, 110, 137, 152, 203, 334, 363, 457.  
 44, A. The action of county board of certain price of road at their annual session in the year 1877, 49, 116, 190, 363.  
 238, A. The acts of the commissioners to lay out state road in Pepin, Pierce, St. Croix and Polk counties, 186, 380, 384, 423.  
 239, A. The acts of George Sheldon, a justice of the peace, 186, 189, 213.  
 44, A. The action of the county board of supervisors for the year 1877, 49, 116, 152, 210, 334, 457.  
 290, A. The action of school district No. 2, town of Little Wolf, Waupaca county, 162, 361, 386.  
 291, A. The organization of Greenwood Cemetery Association, Reed-Brook, Sauk Co., 162.  
 293, A. The acts of the Red Wing and Trenton Transit Company, 163, 219, 243.

**LEGALIZING — continued.**

- No. 318, A. The construction of ditches, drains or water-courses, and the assessment of benefits, 171, 234, 255.  
 351, A. The acts of Leeds Center school district, Columbia county, 175, 384, 400, 538, 563, 572.  
 366, A. The official acts of Albert G. Cole, as court commissioner, 179, 310, 324, 539, 546, 570.  
 408, A. The action of the Wisconsin legislature of 1879, 183, 471.  
   8, S. The acts of John Carel, a justice of the peace in the county of Kewaunee, 225, 227, 282, 325.  
   85, S. The election of the officers of Delton Cemetery Association, and acts of the officers so elected, 208, 234, 255, 261.  
   89, S. The official acts of Wm. McDermott, as notary public of Fond du Lac county, 208, 209, 255, 260.  
   56, S. The action, therein set forth, of the Columbus Fire Insurance Company, 208, 209, 277, 324, 336.  
 106, S. The official acts of David Buglass, a justice of the peace, 302, 320, 360, 362, 387, 423.  
 149, S. The official acts of Thompson Phillips, a justice of the peace in Jackson county, 332, 355, 361, 387.

**LEGAL HOLIDAY —**

- No. 43, S. To amend section 2577 of the revised statutes of 1878, entitled of, 331, 355, 471, 506.

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**LEEDS CENTER —**

- No. 351, A. To legalize the acts of, school district, Columbia county, 175, 384, 400, 538.

**LEWIS, CHARLES G. —**

Bills introduced by:

- No. 217, A. Pertaining to assessment of property, and to amend section 1050, chapter 48, revised statutes, 123, 141, 148, 204, 225, 262, 293, 295.

**LIFE AND LIMB —**

- No. 265, A. To further protect, 159, 206, 207, 266, 303, 329, 357, 538, 547, 569.

**LINCOLN, COUNTY OF —**

- No. 164, S. To change the boundaries of certain towns in, and to organize a new town, 494, 505, 519.

**LITTLE WOLF, TOWN OF —**

- No. 290, A. To legalize the action of school district No. 2, in Waupaca county, 162, 261, 336.

**LIENS —**

- No. 66, A. To amend section 3329 of revised statutes, relating to, 55, 393, 431, 514, 525.  
   67, A. To give, upon crops to farm laborers and others, 55, 192, 218, 229, 255.  
   46, S. To amend sections 3329 and 3330 of chapter 143 of the revised statutes of 1878, entitled of, 252, 265, 312, 361, 387, 423.

**LUMBER INSPECTOR —**

- Statement of, 12, 13, 52, 84, 85, 100, 185.



**LUCK, TOWN OF —**

No. 65, A. To authorize, Polk county, to borrow money, 54, 133, 146, 152, 190, 210, 424, 452, 555.

**LOST COMMISSIONS —**

No. 309, A. In relation to, of officers in the military service, 170, 265, 303, 346, 357, 538, 562, 570.

**LOGS AND LUMBER —**

No. 66, A. To amend sections 3329 of the revised statutes, relating to liens upon, 55, 393, 431, 514, 525.

**LOVEJOY, A. P.—**

Bills introduced by:

No. 39, A. Relating to the appointment of notaries public, and amendatory of section 173, chapter 13, revised statutes, 48, 299, 325, 373.

123, A. To change the name of the military organization of the state of Wisconsin, and to amend chapter 34, revised statutes 1878, 92, 265, 303, 328, 357, 539, 562, 571.

320, A. To incorporate The People's Mutual Protection Association of Wisconsin, 171, 269.

374, A. Relating to offenses against lives and persons of individuals, and amendatory of section 4359 of the revised statutes, 180, 229, 320, 338, 415, 538, 547, 570.

379, A. To authorize the city of Janesville to secure a supply of water for the extinguishment of fires, and for other purposes, in said city, 181.

**M.**

**MADISON, CITY OF —**

No. 175, A. To authorize justices of the peace in the, to keep an office in any part of said city, 111, 282, 324, 404, 439, 539, 562, 571.

212, A. To amend chapter 182, laws of 1878, to amend chapter 550, laws 1867, to amend chapter 233, laws 1867, relative to fish in lakes near, 122, 146, 224, 456.

**MADISON FIRE INSURANCE COMPANY —**

No. 364, A. Relating to, and amendatory of chapter 394 of the laws of 1851, and the laws amendatory thereof, 179, 333, 406, 463, 521, 525, 567.

**MANITOWOC, CITY OF —**

No. 125, S. To authorize the commissioners of public lands to loan a portion of the trust funds of the state to the, in Manitowoc county, 495, 506, 519.

69, S. To revise and amend the charter of, 511, 519, 542, 544.

**MAPS OF WISCONSIN —**

No. 148, S. To provide, for public use in certain cases, 322, 323, 387, 396, 397.

**MARATHON, COUNTY OF —**

No. 59, A. To pay, the amount due said county for delinquent taxes on forfeited lands, 54, 139, 153.

**MARATHON, COUNTY OF — continued.**

- No. 88, A. For the preservation of trout in the waters of, 68, 127, 152, 190, 322, 346, 493
- 218, A. To detach from the, and attach to the county of Clark, 123, 347, 386.
- 393, A. Relating to state roads in, 182.

**MARKHAM, GEO. H. —****Bills introduced by:**

- No. 231, A. To authorize county of Trempealeau to borrow money, 135, 193, 213, 319, 337, 424, 452, 556.
- 268, A. To authorize certain towns to accept bonds of indemnity in certain cases, 160, 349, 371
- 271, A. To authorize the city of Winona to operate a bridge across the Mississippi river, 160, 206, 243.

**MASSE, C. A. —****Bills introduced by:**

- No. 15, A. To prohibit the killing of deer in Door county. etc., 39, 146, 152, 204, 224, 314, 322, 346, 455.
- 42, A. To amend chapter 72, revised statutes relating to taxing of dogs in Door county, 48, 147, 153, 323.
- 97, A. To secure the proper completion of the Sturgeon Bay Ship Canal, 77, 236, 238, 278, 283, 403, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 462, 483, 488, 493, 501, 506, 548, 565, 570.
- 174, A. To authorize John Furlong to build a pier into Lake Michigan, 111, 139, 152, 203, 223, 335, 363, 457.
- 181, A. To authorize K. O. Shellswick to build a pier into Lake Michigan, 112, 139, 152, 190, 209, 322, 346, 456.
- 188, A. To authorize Wm. Le Roy to build a pier into Lake Michigan, 113, 139, 152, 203, 224, 334, 363, 457.
- 390, A. Relating to the Sturgeon Bay Co., and amendatory of chapter 223, laws 1876, 182, 223, 283, 324, 405, 439, 538, 563, 572.

Res. No. 41, A. That two hundred copies of this evening's journal be printed, 428.

Jt. Res., No. 15, A. For joint committee of investigation, consisting of three from the assembly and two from the senate, be appointed to investigate the affairs of Sturgeon Bay and Lake Michigan and Harbor, etc., 167, 236, 238, 278, 283, 403, 407 to 420 inclusive, 438, 462, 487, 488, 401.

No. 303, A. To appropriate a sum of money therein named to defray the expenses of the committee appointed to investigate affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company, 169, 236, 238, 278, 283, 403, 407, 408, 409, 410, 411, 412, 413, 415, 416, 417, 418, 419, 420, 462, 488, 501.

M. C. No. 5, A. For an appropriation to complete breakwater entrance to harbor of refuge, Sturgeon Bay, Wis., 175, 291, 325, 346, 338, 511, 537.

**McDILL, THOMAS H. —****Bills introduced by:**

- No. 48, A. To provide for special terms of the circuit court in the 7th judicial circuit, 49, 64, 83, 97, 98, 164, 206, 402, 455.
- 57, A. To authorize the commissioners of public lands to loan money to town of Plover, Portage county, 50, 193, 213, 268, 278, 510, 511, 547, 569.

**McDILL, THOMAS H.—continued.**

- No. 118, A. To amend sections 4 and 5, chapter 203, laws of Wisconsin of 1878, to lay out state road from Centralia to Knowlton, 86, 217, 220, 330, 379, 466, 467, 562, 571.
- 123, A. To repeal chapter 238, private and local laws 1878, to authorize the town of Amherst to build a public hall, 92, 187, 152, 203, 223, 277, 334, 381, 458.
- 169, A. To amend section 1777, revised statutes 1878, 111, 204, 219, 228, 283, 312, 361, 386
- 200, A. To permit joint school district No. 2, county of Portage, and county of Waushara, to participate in the benefits governing free high schools, 121, 430.

**McRAE, H. C.—**

**Bills introduced by:**

- No. 30, A. To amend section 1771 of revised statutes, 44, 201.
- 31, A. To provide for the confirmation of sales made by trustees, 44, 201.
- 47, A. To amend section 1, chapter 318, laws of 1878, authorizing Frederick G. Stanley and others to maintain a dam across Court Oreille river, 49, 116, 152, 203, 223, 322, 346, 456.
- 116, A. To improve Soft Maple Creek, county of Chippewa, granting to Mark Douglas, his heirs and assigns, certain powers, 87, 205, 243, 284, 292, 333, 363, 457.
- 187, A. To authorize Knapp, Stout & Co. company to erect a dam across Ten Mile creek, Chippewa county, 113, 145, 153, 201, 225, 329, 356, 357, 469, 537, 557.
- 214, A. To authorize Wm. Baker and others to build a dam across the south fork of Yellow river, Taylor county, 123, 205, 283, 292, 510, 511, 546, 569.
- 237, A. To amend chapter 335, laws 1876, relative to state road in Lincoln, Taylor and Chippewa counties, 136, 191, 213, 319, 337, 338, 469, 470, 493, 548, 558.
- 359, A. To authorize the city of Chippewa Falls to issue bonds for the purpose of liquidating its indebtedness, 178, 491, 513, 543, 563, 572
- 370, A. To authorize Chippewa county to issue bonds for the purpose of liquidating its indebtedness, 179, 406, 463, 521, 526, 543, 564, 572.
- 361, A. To repeal chapter 103, laws of 1877, relating to the license fund received by city of Chippewa Falls, and acts amendatory thereof, 179, 229, 255, 310, 324, 424, 452, 556.
- 389, A. Authorizing Peter Lagoe and his associates to improve Tuppen Creek, in Chippewa county, Wisconsin, 182, 321, 406, 463, 521, 526.
- Jt. Res. No. 26, A. That the governor is hereby requested to return to the assembly without his signature, bill No. 237, A., for further consideration, 536, 548, 558.

**MEDICAL SOCIETIES—**

- No. 87, A. To amend section 1436, chapter 58, revised statutes, relating to, 68, 284, 325.

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- No. 188, S. To regulate the practice of, in the state of Wisconsin, 468, 470.

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**MELVIN, F. R. —****Bills introduced by:**

- No. 75, A. Relating to elections and amendatory of section 27, chapter 5, revised statutes, 62, 125, 153, 176, 283, 425, 883, 427, 510.
- 120, A. To legalize Mount Hope Cemetery Association, Brooklyn, Green county, in the acts of the trustees thereof, 92, 152, 190, 210, 834, 863, 457.
- 154, A. To amend section 4565, chapter 185 of revised statutes, entitled of offenses against public policy, 104, 187, 153.

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- No. 1, A. For a resurvey of the proposed harbor at Kewaunee, 33, 55, 87, 98, 252, 347.
- 2, A. In relation to harbor improvements, 87, 97, 107, 145, 157, 163, 175, 268, 278, 436, 492.
- 3, A. For an extension of time for Northern Pacific R. R., to build its line across Wisconsin and west to Puget's Sound, 124.
- 4, A. Asking for a law to tax incomes, 175.
- 5, A. For an appropriation to complete breakwater entrance to harbor of refuge, Sturgeon Bay, Wisconsin, 175, 291, 325, 346, 358, 511, 537.
- 6, A. For an appropriation to aid in construction of public bridge across Buffalo Lake, town of Packwaukee, county of Marquette, Wisconsin, 175, 277, 278, 309, 323, 436, 492.
- 9, A. Relating to an investigation of a certain Indian agency in the, 184.

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**MCDERMOTT, WM. —**

- No. 39, S. To legalize the official acts of, as a notary public for Fond du Lac county, 203, 209, 229, 255, 260.

**MILITIA —**

- No. 210, A. To amend sections 613 to 640, inclusive, and to repeal section 623, chapter 34, revise statutes 1873, and to add new sections to chapter 34, relating to, 122, 407, 463.

**MILLS, J. T. —****Bills introduced by:**

- No. 6, A. To authorize committee appointed by supreme court to revise rules and employ clerk, 34, 55, 60, 87, 93, 203, 209, 453.
- 7, A. To regulate the rate of interest, 34, 229, 230, 231, 333, 334, 337, 338, 339, 340, 341, 342, 343, 407, 439, 440, 441, 442, 446, 496, 497, 48, 540.
- 49, A. To amend subdivision 6 of section 2932 of revised statutes, 49, 95, 96, 97, 107, 108.
- 53, A. Relating to tolls in grist mills, 50, 128, 153.

**MILLS, J. T.—continued.**

- No. 811, A. Altering the time of holding September term of the Grant county court, 170, 217, 385, 363, 458.
- 817, A. Limiting the compensation of the reporter of the fifth judicial circuit, 171.
- M. O. No. 4, A. Asking for a law to tax incomes, 175.
- Res. No. 29, A. That the superintendent of public property be instructed to lend a copy of the revised statutes to each reporter of a daily paper until the close of the session, 168, 188.
- Jt. Res. No. 17, A. Appointing a committee to make arrangements for attending the funeral of the late Hon. Levi B. Vilas, 201, 208, 216, 217.

**MILWAUKEE COUNTY —**

- No. 56, A. To secure fair trials in criminal causes in, 50, 78, 90.
- 69, A. To amend section 2483 of chapter 115 of revised statutes of 1878, and section 1 of chapter 137, laws of 1878, relating to salaries of county judge and sheriff of, 58, 147, 148.
- 71, A. Relating to salaries of certain officers of, 58, 147, 148.
- 82, A. Relating to municipal court of, 63, 148, 152, 204, 224, 539, 563, 570.
- 222, A. To amend section 2469 of revised statutes, of the county court of, 124, 188, 237, 238, 539, 563, 571.
- 225, A. To amend chapter 230, laws 1874, relating to jurors of the courts of, 144, 194, 213.
- 252, A. To amend certain portions of chapter 115, revised statutes, relating to the municipal court of, 144, 194, 345, 378, 466, 467, 533, 564, 566, 567, 568, 573.
- 74, S. Relating to the preservation of public health in, 226, 228, 237.

**MILWAUKEE & CEDARBURG PLANKROAD COMPANY —**

- No. 232, A. To amend chapter 63, laws 1860, relating to, 135, 329, 360, 403, 462, 463.
- 324, A. To compel the, to file the reports required by law, and fixing a penalty for their failure to do so, 172, 320, 385, 386, 467, 468.

**MILWAUKEE AND BELOIT RAILROAD COMPANY —**

- No. 52, S. To amend an act entitled an act to incorporate the, approved March 29, 1855, as amended by chapter 364 of the private and local laws of 1864, and again amended by chapter 294 of the private and local laws of 1870, 301, 302, 364, 387.

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- No. 16, A. Relating to the slaughter of animals in, 42, 148.
- 70, A. Relating to amending charter of, and salaries of certain officers, 58, 147, 148.
- 74, A. Relating to the salary, the execution of bond and collection of personal taxes of and by chief of police of, 62, 147, 148.
- 83, A. Authorizing special tax in "south side" sewerage district, 63, 194, 213.
- 85, A. Relating to the amendment of the charter of, and approved Feb. 20, 1852, 68, 147, 148.
- 117, A. To provide the erection of a fish hatching house in the, 87, 202, 243, 311, 325.
- 141, A. To divide the 2d ward of the, 102, 238.
- 149, A. To amend section 44, chapter 144, to amend chapter 184, laws of 1874, charter of the, 103, 286, 325, 394.

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- No. 163, A. To amend sections 1 and 2, chapter 191, laws of 1876, relating to justices of the peace and constables in the, 105, 147, 148, 153, 364.
- 164, A. To amend the charter of the, 105, 147, 148.
- 142, A. To amend chapter 257, laws 1876, relating to poisons, drugs, etc., in, 103, 238.
- 176, A. To divide the 1st ward of the, 111, 238.
- 186, A. To repeal sections 1, 2 and 3, chapter 168, laws 1854, relating to flume, 2d ward, 112, 113, 193, 213, 329, 357, 539, 562, 571.
- 206, A. To amend charter of, 122, 238.
- 215, A. To amend section 32, chapter 144, laws 1875, relating to sidewalks in, 123, 194, 213.
- 216, A. To amend section 33, chapter 184, relating to sprinkling streets in, 123, 194, 216.
- 221, A. Relating to amending the charter of Chamber of Commerce of, 124, 237, 238, 424, 452, 556.
- 236, A. To amend sections 1, 2, 3 and 4, chapter 6 of chapter 1874, laws 1874, relative to charter of, 136, 286, 325, 369, 394, 385, 538, 562, 571.
- 247, A. To authorize, to purchase and use certain machinery, 144, 237, 238, 354, 381, 555.
- 263, A. To provide for the registry of electors in the, 159, 286, 324, 325, 369, 385, 386, 532, 533, 562, 572.
- 328, A. To establish a board of police and fire commissioners for, 172, 422.
- 331, A. To authorize the, to improve the sewerage system of said city, 173, 422, 463.
- 338, A. To amend chapter 184 of the laws of 1874, entitled an act to revise, consolidate and amend the charter of the, 173, 286, 324, 404, 430, 441, 510.
- 353, A. To enable the, to construct intercepting sewers, 178, 422, 463.
- 369, A. To amend the charter of, 180, 238.
- 397, A. To amend the charter of, 183.
- 60, S. To amend the act entitled an act to establish and maintain a public library in the, approved February 7, 1878, 394, 426, 471, 482.
- 181, S. To amend the charter of the, 332, 355, 422, 474.
- 182, S. To provide for laying out and establishing a road from the, to White Fish Bay, 543, 544, 552, 555.
- 171, S. Relating to the government of the, 543, 544.

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- No. 5, S. To authorize the commissioners of public lands to loan a portion of the trust funds of the state to the, Iowa county, 82.

**MINERAL POINT, TOWN OF**—

- No. 6, S. To authorize the commissioners of public lands to loan a portion of the trust funds of the state to the, Iowa county, 82.

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- No. 40, A. Limiting rights of, to redeem real estate sold for taxes, 48, 64, 83, 344, 386.
- 106, A. To authorize Wilbur M. Speer to sell and convey property, as of full age, 78, 114, 140.

**MITCHELL, F.**—

Bills introduced by:

- No. 185, A. To amend section 1319, revised statutes, relating to bridges, 112, 191, 213, 329, 357, 479, 492, 557.

**MITCHELL, F.—continued.**

- No. 265, A. To further protect life and limb, 159, 206, 266, 303, 329, 357, 538, 547, 569.

**MORDEAU CREEK —**

- No. 302, A. To provide for the improvement of, for log-driving purposes, 169, 353, 379, 406, 467, 538, 562, 572.

**MUTUAL AID SOCIETY —**

- No. 86, S. Relating to, of Wisconsin, and amendatory of chapter 123 of private and local laws of 1870, and acts amendatory thereof, 227, 235, 255, 261, 345, 359, 360, 366, 481.

**MUNICIPAL CORPORATIONS —**

- No. 248, A. Relating to suits against and proceedings therein, 144, 189, 213.

**MUCKERHEIDE, J. H. —**

**Bills introduced by:**

- No. 146, A. To authorize the judge of the third judicial circuit to appoint interpreters for circuit court, Washington county, 103, 213.  
318, A. To legalize the construction of ditches, drains, or water-courses, and the assessment of benefits, 171, 234, 255.

**MULLOWNEY, JAMES —**

**Bills introduced by:**

- No. 14, A. To regulate the time of holding the circuit court in Juneau county, 39, 282, 324, 393, 426, 539, 563, 570.  
111, A. To authorize the commissioners of school and university lands to loan money to joint school district No. 1, of Mauston, Lindina and Le Roy weirs, in Juneau county, 86, 193, 213, 276, 287, 495, 575, 560.

**MURPHY, JAMES W. —**

- M. C. No. 6, A. For an appropriation to aid in construction of public bridge across Buffalo Lake, town of Packwaukee, county of Marquette, Wis., 175, 277, 278, 309, 323, 436, 492.  
Res. No. 24, A. Relating to the contested election case of Michael J. Egan against Wm. W. Johnson, 180, 181.

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- No. 27, A. To legalize the acts of the board of supervisors of, 43, 219, 243.

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- No. 21, A. Relating to the obstruction of, 43, 147, 153.  
110, S. To prevent the obstruction of the waters of the St. Croix river, in the state of Wisconsin, 532, 533, 534, 541.

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- No. 37, A. In relation to, and amendatory of section 1675, chapter 78, revised statutes 1878, 48, 299, 325.

## NEILLSVILLE —

- No. 815, A. To incorporate the city of, 171, 382, 430.

## NEENAH, CITY OF —

- No. 162, S. To amend section 1, chapter 154, laws 1878, amending charter of the, 321, 323, 347, 387.

## NETS —

- No. 198, A. Size of the mesh of the, used in Lake Michigan, Green Bay and Lake Superior, 121, 236, 293, 328, 375, 510, 511, 546, 569.

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- No. 84, A. Creating the, 44, 370, 428, 447.  
189, S. To create the, and provide for the organization of the same, 482.

## NICHOLS, H. F. C. —

## Bills introduced by:

- No. 8, A. To provide relief for certain free high schools, and to authorize the secretary of state to draw warrants for the disbursements of the free high school fund of 1878, 33, 83, 99, 124, 141, 219, 303, 346, 455  
118, A. To amend section 4276 of chapter 178 of the revised statutes, entitled of miscellaneous general provisions, 87, 299, 325.  
128, A. To make abstracts of title to land prima facie evidence, 93, 124, 125, 153, 189.  
189, A. To extend the jurisdiction of the Yellow River Improvement Company, 94, 269, 362, 365, 381, 400, 495, 537, 557.  
223, A. To appropriate to Jas. Davison, a sum of money, 134, 311, 379, 491, 567, 508, 548, 561, 571.  
224, A. To appropriate to H. W. Hildebraudt a sum of money, 134, 383, 430.  
327, A. To amend section 4563 of chapter 185 of the revised statutes of 1878, relating to wild game, 172, 301, 320, 386.  
339, A. To appropriate to Michael Egan a sum of money therein named, 173, 323, 399, 453, 454, 514, 527, 560.  
380, A. To appropriate to Wm. W. Johnson a sum of money therein named, 181, 312, 378, 379, 453, 454, 502, 508, 548, 565, 573.  
Res. No. 6, A. That the sergeant-at-arms be instructed to furnish 2500 copies of Governor's message for assembly, 32, 36.  
18, A. Granting the use of the assembly chamber to Rev. E. Tasker, chaplain of state's prison, 109.  
No. 337, A. Defining the manner of finding a verdict by a petit jury, 173, 201, 243, 279.

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- No. 10, A. To amend sections 387 and 403 of revised statutes, relating to diplomas granted by State University and the state, 36.

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- No. 63, S. To amend section 401, chapter 36, revised statutes, entitled of normal schools and academies, 226, 227, 320, 387.

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## NORTHERN WISCONSIN AGRICULTURAL AND MECHANICAL ASSOCIATION —

- No. 36, S. To appropriate the sum of one thousand dollars to the, 208, 276, 324, 360, 367, 372.



**NORTHERN HOSPITAL FOR INSANE —**

- No. 29, A. To appropriate to, a sum of money, 44, 388, 430.
- 115, A. To appropriate to, a sum of money, 87, 221, 243, 393, 438.
- 11, S. To appropriate to the, certain sums of money therein named, 494, 500, 522.

**NORTHWESTERN FURNITURE COMPANY —**

- No. 2, A. Incorporation of, 38, 51.

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- No. 137, A. Giving the consent of the state of Wisconsin to the, to build its road through this state, 94.

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- No. 39, A. Relating to the appointment of, and amendatory of section 173, chapter 13, revised statutes, 48, 299, 325, 373.
- 161, A. To amend chapter 12, revised statutes, entitled of, 105, 137, 153.

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- No. 150, A. To protect the people of cities against, 104, 128, 153, 300.
- 15, A. To protect the people of cities against, 39, 146, 152, 204, 224, 314.

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- No. 200, A. To permit and allow joint school district No. 2 to participate in the laws governing free high schools, 121, 332, 430.

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- Subscribing to, 6, 8.

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- No. 370, A. Relating to, 180, 453, 463, 509, 548, 565.
- 143, S. To amend chapter 215 of the private and local laws of 1874, entitled an act to incorporate the, 332, 355, 362, 387, 504, 548.

**OCONOMOWOC, CITY OF —**

- No. 244, A. To amend charter of the, 143, 331, 400, 437, 446, 539, 565, 573.

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- No. 93, A. Laying out of state road, 77.

**OSHKOSH, CITY OF —**

- No. 179, A. To amend chapter 123, laws of 1877, relating to the charter of the, 112.

**O'FLAHERTY, JOHN —**

Bills introduced by:

- No. 129, A. To detach territory from the village of West Depere, and annex the same to the town of Lawrence, in Brown county, 93, 220, 243.

**OSTRANDER, J. W. —****Bills introduced by:**

- No. 2, A. To amend chapter 403 of the private and local laws of 1867, entitled an act to incorporate the Northwestern Furniture Company, 33, 51, 60.
- 55, A. To define the crime of vagrancy, and to provide for the punishment thereof, 50, 78, 99, 402, 442.
- 131, A. Relating to and amendatory of section 10 of chapter 10 of chapter 263 of the laws of 1878, to incorporate the city of Jefferson, 93, 220, 243, 284, 292, 333, 363, 457.
- 132, A. To authorize the city of Jefferson to borrow money, 93, 127, 152, 203, 223, 510, 511, 537, 557.
- 133, A. Relating to and amendatory of chapter 263 of the laws of Wisconsin of the year 1878, to incorporate the city of Jefferson, 94, 220, 243, 328, 357, 408, 493, 557.
- 296, A. Relating to certain matters of public welfare, 163.
- 375, A. To amend chapter 247, laws of 1878, entitled an act to incorporate the city of Fort Atkinson, 180.

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- No. 121, A. Appropriating a certain sum of money to the, 92, 311, 379, 492, 506, 507, 540, 563, 571.

**P.****PATENTS —**

- No. 326, A. To authorize the issuing of, to deceased persons in certain cases, 172, 330, 378, 514, 526, 548, 561, 572.

**PALACE CAR COMPANIES —**

- No. 411, A. To regulate, in this state, 275, 325, 406, 443.

**PEDDLERS —**

- No. 209, A. Relating to license of, 122, 402, 462.

**PETTYS, E. J. —**

- No. 145, A. For the relief of, 103, 221, 248, 284, 293, 469, 492, 557.

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- No. 337, A. Defining the manner of finding a verdict by, 173, 201, 202, 248, 279.

**PESHTIGO LUMBERING AND MANUFACTURING COMPANY —**

- No. 82, A. To amend an act to incorporate the, 44, 220.

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- No. 79, A. For the protection of, 63, 143, 153, 401.

**PEOPLE'S MUTUAL PROTECTION ASSOCIATION —**

- No. 820, A. To incorporate, of Wisconsin, 171, 269.

**PHILLIPS, THOMPSON —**

- No. 149, S. To legalize the official acts of, a justice of the peace in Jackson county, 332, 335, 361, 387.

**PETERSON, A. —**

Bills introduced by:

- No. 178, A. To authorize the county of Crawford to levy and collect money to build bridges across the Kickapoo river, 112, 138, 152, 190, 210, 446.
- 208, A. To regulate the proceedings in circuit court, 122, 189, 213.
- 249, A. Relating to the boundary of the city of Prairie du Chien, 144, 192, 213, 329, 337, 511, 537, 558.

**PETERSEN, J. C.—**

Bills introduced by:

- 60, A. To repeal sections 1623, 1624 and 1625, chapter 72, revised statutes of 1878, 54, 78, 99.
- 250, A. For the relief of James S. Wells, 144, 221, 243, 320, 338, 436, 492, 557.
- 321, A. To amend section 3, chapter 8 of chapter 47, and section 5, chapter 7 of chapter 47, laws of 1876, relating to the charter of the city of Appleton, 171.
- 396, A. Regulating the use of barbed wire for fences on public roads, and railroad fencing, 183.

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- 4, A. Of John Pritzlaff and 215 others of Milwaukee, 61.
- 18, A. Of W. H. Louisburg and 77 others, 91, 114.
- 24, A. Of Wm. Frankfurth and others, to improve the system of letting labor, 101.
- 25, A. Of A. H. Atkins and others, ab fishing, etc., 101.
- 28, A. Of Matthews Brothers & Co and others, 101.
- 37, A. Of A. E. Lambert and others, against, 110.
- 52, A. Of John Gregory, W. A. Arnold and 139 other citizens of Milwaukee, against prison labor, 166.
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- 55, A. Of J. C. West and 184 others, asking charter for, to build a bridge across the Wisconsin river, 166.
- 56, A. Of Ernest Shultz and 55 others, asking for charter for, to build a bridge across the Wisconsin river, 166.
- 57, A. Of Geo. Whitcome and 74 others, asking for charter for, to build a bridge across the Wisconsin river, 166, 167.
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- 330, A. To amend sections 1130, 1131 and 1170 of the revised statutes, relative to, in certain counties, 172, 267, 313, 354, 366, 469, 480, 556.
- 384, A. To regulate the publication of county advertising and, 181, 267, 314.
- 70, S. To repeal chapter 53, private and local laws of 1872, entitled an act to provide for county, for the county of Waupaca, 331, 355.

PROTESTANT EPISCOPAL CHURCH —

- No. 204, A. Relating to, and amending section 1997, chapter 91, revised statutes, 121, 141, 189, 237, 238, 380, 431, 447, 509, 517, 522, 547, 565, 573.

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- No. 109, A. To amend city charter of, 86, 220, 243, 290, 302, 436, 492, 557.

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- No. 182, A. To amend section 356, chapter 22, revised statutes, relating to the distribution of, 112, 144, 152, 203, 224, 334, 363, 457.
- 273, A. To amend section 357, chapter 22, revised statutes, relating to the distribution of, 160, 421, 463, 509.

PUBLIC LANDS —

- No. 57, A. To authorize the commissioners of, to loan a portion of the trust funds of the state to the town of Plover, in Portage county, 50, 193, 213, 268, 278, 510, 511, 547, 569.
- 86, A. To authorize the commissioners of the, to loan a portion of the trust funds of the state to the city of Waupaca and the town of Waupaca, Wisconsin, 68, 146, 152, 190, 210, 335, 362, 469, 481, 494, 499, 523, 562, 565, 570.
- 111, A. To authorize commissioners of, to loan trust funds to joint school district No. 1, of Mauston, Lindina and Lemonweir, in Juneau county, 86, 193, 213, 275, 287, 495, 560.
- 196, A. To authorize the commissioners of, to loan money to the town of Little Wolf, Waupaca county, 114, 193, 207, 270, 348, 456.
- 203, A. To authorize the commissioners of, to loan money to town of St. Lawrence, Waupaca county, 121, 193, 213, 310, 323, 504, 505, 536, 537, 558.
- 338, A. To authorize the commissioners of, to loan a portion of the trust funds of the state to the town of Cedarburg, county of Ozaukee, in this state, 182, 207, 330, 378, 492, 506, 548, 565, 573.
- 5, S. Authorizing the commissioners of, to loan a portion of trust funds of the state to city of Mineral Point, Iowa county, 82.
- 6, S. Authorizing the commissioners of, to loan a portion of the trust funds of the state to the town of Mineral Point, Iowa county, 82.

**PUBLIC LANDS — continued.**

- No. 90, S. To authorize the commissioners of, to loan a portion of the trust funds of the state to the city of Beaver Dam, in Dodge county, 227, 260
- 125, S. To authorize the commissioners of, to loan a portion of the trust funds of the state to the city of Manitowoc, in Manitowoc county, 495, 506, 519.
- 65, S. Relating to, 301, 303, 312, 345, 387, 433.

**PUBLIC WELFARE —**

- No. 296, A. Relating to, 163.

**PUBLIC SCHOOLS —**

- No. 108, A. To amend an act to revise an act in relation to, in the city of Watertown, 86, 116, 140, 190, 247, 493.
- 143, A. Relating to the qualifications of superintendent of, 103, 138, 153.
- 158, A. To abolish the office of county superintendent, and to provide for examination of teachers in, 104, 138.
- 266, A. Relative to religious exercises in, 160, 221, 243, 293, 294, 295, 328, 358, 510.

**PULCIFIER, D. H. —****Bills introduced by:**

- No. 1, A. To authorize the county of Shawano to borrow money, 33, 79, 105, 106, 164, 191, 455.
- 10, A. To amend sections 387 and 405 of the revised statutes, relating to diplomas, etc., 36, 115, 140.
- 18, A. To provide for licensing surveyors, 42, 128, 153, 176.
- 32, A. To amend an act entitled an act to incorporate the Peshtigo Lumbering and Manufacturing Company, approved October 11, 1856, and the amendments thereto, 44, 220.
- 33, A. To provide for the sale of certain lands belonging to the state of Wisconsin, 44, 330, 349, 481, 508.
- 61, A. To repeal sections 1548 and 1550 of the revised statutes of 1878, relating to excise, 54, 128, 153.
- 77, A. To amend section 3774 of the revised statutes, relating to costs and fees, 63, 95, 107.
- 89, A. To amend section 1436 of chapter 58 of the revised statutes, entitled of medical societies, 68, 284, 325.
- 103, A. To appropriate a certain sum of money to I. C. Sloan, 77, 192, 213, 268, 278, 424, 555.
- 124, A. Relating to the price of swamp and overflowed lands in Shawano county, 93, 235, 255, 348, 359, 364, 378, 539, 562, 571.
- 126, A. To authorize Charles D. Wescott and others to maintain a dam across Wolf river in Shawano county, 93, 267, 313, 393, 427, 539, 563, 571.
- 195, A. To amend section 1548 of the revised statutes of 1878, relating to excise, 114, 147, 153.
- 297, A. To change the boundaries of Shawano county, 163, 422, 462, 514, 528.
- 330, A. To amend sections 1130, 1131 and 1170 of the revised statutes, relative to printing in certain counties, 172, 267, 313, 354, 366, 469, 480, 556.
- 345, A. To amend chapter 85 of the revised statutes, entitled general provisions relating to corporations, 174.
- 346, A. To amend chapter 86 of the revised statutes, entitled of the organization of corporations, 174.
- 370, A. Relating to the city of Oconto, 180, 453, 463, 509, 548, 565.
- M. C. No. 9, A. Relating to an investigation of a certain Indian agency in the state of Wisconsin, 184.

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- Res. No. 5, A. That the speaker be instructed to invite the resident clergy of Madison to open session with prayer, 83, 35.
- 10, A. Furnishing chief clerk of assembly one copy of revised statutes, 47, 54.
- 36, A. That the committee on Engrossed Bills be allowed a clerk, etc., 309.
- 47, A. That the superintendent of public property be directed to take the necessary steps to provide for an exhibition of the electric light in the assembly chamber, 464, 465.
- 59, A. That the thanks of the assembly are hereby tendered to the reporters of the daily press for the many favors received, 543.
- Jt. Res. No. 7, A. Appointing committee relating to gas for the use of state capitol, 53, 57, 464, 550.
- 24, A. That leave be granted to introduce a bill to correct an act passed at this session, entitled an act to change the boundaries of the counties of Shawano and Oconto, and to create the counties of Marinette and New, 526.

Q.

QUARLES, JOSEPH V.—

■ Bills introduced by:

- No. 76, A. To amend section 2424, revised statutes, relating to circuit court in the first judicial circuit, and provide for special terms therein, 62, 93, 107, 204, 224, 270, 343, 456.
- 127, A. Relating to attachments, chattel mortgages, bills of sale, and assignments, 93, 345, 386, 395.
- 180, A. To amend section 2932 of the revised statutes, 93, 124, 153, 268.
- 267, A. To provide for sentences to state prison, without fixing the time, 160, 282, 324, 404, 441, 510.
- 340, A. To provide for the incurable insane of this state, 174.
- 362, A. Relating to the organization of corporations, and amendatory of section 1780 of the revised statutes, 179, 265, 303, 404, 439, 538, 547, 570.
- 386, A. To legalize the official acts of Albert G. Cole as court commissioner, 179, 229, 310, 324, 539, 546, 570.
- Jt. Res. No. 1, A. To inform the governor that the legislature is organized, and ready to receive any communication he may wish to make, 9, 37.
- 11, A. For a joint committee to devise legislation for the incurable insane of this state, 109, 203.
- Res. No. 48, A. That the use of the assembly chamber for Thursday evening of this week be given to the members of the legislature for the purpose of a legislative party, 465.

## R.

## RACINE, CITY OF—

- No. 9, A. Authorizing, to borrow money, 36, 55, 59, 88, 98, 164, 407, 458.  
 184, A. To enable, to readjust its corporate debt, 94, 284, 284, 292, 424, 452, 555.  
 233, A. To amend chapter 313, laws 1875, relating to the charter of, 135, 284, 255, 291, 303, 354, 381, 555.

## RAESSER, C. S. —

## Bills introduced by:

- No. 69, A. To amend section 2483, chapter 115, revised statutes 1878, relating to salaries of county judge and sheriff of Milwaukee county, 58, 147, 148.  
 70, A. To amend section 1, chapter 16, of chapter 184, laws 1874, relating to charter of city of Milwaukee, and the salaries of certain city officers, 58, 147, 148.  
 71, A. Relating to the salaries of certain county officers in the county of Milwaukee, 58, 147, 148.  
 85, A. To amend section 19, chapter 144, entitled an act to amend chapter 184, laws 1874, relating to charter of city of Milwaukee, 68, 147, 148, 205.

## RAILROADS —

- No. 125, A. Repealing all laws authorizing counties to aid in the construction of, 93, 394, 378, 492, 506, 560.  
 848, A. In relation to, 174, 493, 513.  
 849, A. To facilitate the execution of the trusts assumed by the state of Wisconsin by her acceptance of the grants of lands made by acts of congress approved respectively June 3, 1856, and May 5, 1864, to aid in the construction of certain, in said state, 174, 420, 421, 463, 481, 508, 509, 540, 564, 572.  
 850, A. To amend chapter 87 of the revised statutes, entitled of, 178.  
 29, S. To amend section 1810 of chapter 87 of the revised statutes of 1878, entitled of, 494, 505, 519, 520.  
 73, S. To facilitate the execution of trusts assumed by the state of Wisconsin by her acceptance of the grants of land made by acts of congress approved respectively June 3, 1856, and May 5, 1864, to aid in the construction of certain, in said state, 226, 228, 247, 248, 249, 324, 331, 336.  
 95, S. To amend chapter 97 of the general laws of 1876, entitled an act to regulate the licenses to be paid by, 280, 300, 324, 336.

## REAL ESTATE —

- No. 40, A. Limiting the rights of minors to redeem, sold for taxes, 48, 64, 83, 344, 386.  
 178, S. To quiet title to, in certain cases, 468, 470, 512, 516.

## RED RIVER —

- No. 354, A. To provide for the improvement of, in Shawano county, 178, 300, 301, 310, 386.

## RED WING &amp; TRENTON TRANSIT COMPANY —

- No. 293, A. To legalize the acts of the, 163, 219, 243.

## REGISTRY OF ELECTIONS —

- No. 373, A. To amend sections 2, 3, 4, 21, 22 and 23 of chapter 5 of the revised statutes, entitled of, 180.



REEDSBURG, VILLAGE OF—

No. 207, A. To amend chapter 334, laws 1868, and chapter 188, laws 1870, relative to, 122, 234, 235.

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- No. 11, A. Section 2455, revised statutes, 86, 51.
- 13, A. Chapter 55, laws of 1876, 67.
- 22, A. Sections 14 to 23, inclusive, of chapter 160, laws 1878, relating to charter of city of Fond du Lac, etc., 43, 79, 81, 164, 348, 456.
- 35, A. Sections 113 to 121, inclusive, of chapter 10, revised statutes 1878, relating to stationery, etc., 44, 78, 99.
- 52, A. Section 1181, chapter 59, revised statutes, relating to foreclosure and tax sale certificates, etc., 50, 282, 325, 393, 426, 510, 523, 540.
- 60, A. Sections 1623 to 1625, inclusive, chapter 72, revised statutes, 54, 99.
- 61, A. Sections 1548 and 1550, revised statutes 1878, relating to excise, 54, 128, 153.
- 102, A. Sections 1636 to 1630, inclusive, relating to dogs and wild animals, 77, 147, 153, 236, 255, 279, 393, 427, 428, 539, 541, 547, 564, 573.
- 108, A. Chapter 140, laws of 1856, and all acts amendatory thereto, relating to public schools, 86, 116, 140, 190, 210, 247, 322, 346, 436, 437, 469, 493, 557.
- 122, A. Chapter 238, laws of 1878, relating to town of Amherst to build a town house, 9, 92, 137, 152, 203, 223, 277, 384, 381, 458.
- 125, A. All laws authorizing counties to aid in the construction of railroads, 93, 364, 378, 492, 505.
- 144, A. Section 1464, chapter 60 of revised statutes, 103, 191, 213, 268, 278, 495.
- 156, A. Chapter 243, laws 1878, and establishing a state road from Stockholm to Clear Lake, 104, 405.
- 186, A. Sections 1, 2 and 3, chapter 168, laws 1878, relating to a flume in the second ward, city of Milwaukee, 112, 113, 193, 218, 329, 357, 539, 562, 571.
- 198, A. Section 563, revised statutes, relating to size of mesh of fish nets, 121, 236, 293, 328, 357, 358, 510, 546, 569.
- 209, A. Sections 1583, 1584, relative to license of peddlers, 122, 402, 462.
- 319, A. Section 277 of the revised statutes, and to provide for the redemption of forfeited mortgaged lands and to the refunding of surplus money thereon, 171, 330, 330, 399, 515, 516, 537, 558.
- 341, A. Section 1548 of the of 1878, 174, 229, 238.
- 344, A. Chapter 341 of the private and local laws of 1861, 174, 331, 345, 386.
- 361, A. Chapter 103, laws of 1877, relating to the license fund received by city of Chippewa Falls, and acts amendatory thereof, 179, 229, 255, 310, 324, 424, 452, 556.
- 96, S. Chapter 200 of the general laws of, entitled an act for the protection of game in St. Croix county, 227, 255.
- 119, S. Chapter 238, laws of Wisconsin 1875, relative to the time of holding annual meetings of the county board of St. Croix county, 302, 347.
- 70, S. Chapter 53, private and local laws of 1872, entitled an act to provide for county printing for county of Waupaca, and chapter 99, laws of 1876, amendatory thereof, 331, 355.
- 41, S. Chapter 146, general laws of 1876, and to establish a municipal court in the city of Wausau, 226, 227, 345, 387, 428.

## REPORTS ON CLAIMS—

- No. 881, A. To authorize the payment of a sum of money to the person therein named, in part payment for making two volumes in manuscripts of the, of the two houses under a joint resolution, 181, 365, 386, 488, 505.

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- No. 7, S. To amend section 1997, chapter 91, of the revised statutes, relating to, 225, 227, 266, 324, 335.  
 142, S. To amend section 2001 of chapter 91 of the revised statutes of 1878, entitled of, 332, 355, 361, 387.

## RESIDENT CLERGY—

- Inviting, to open session with prayer, 32, 35.

## ROADS AND BRIDGES—

- No. 230, A. To amend sections 1240 and 1248, chapter 52, revised statutes, 135, 190, 213.

## RESOLUTIONS—

- Res. No. 1, A. Adopting rules of assembly of last session, 10.  
 2, A. Furnishing members with one copy revised statutes and session laws, and senate and assembly journal for 1878, 11.  
 3, A. Inviting justices of supreme court to attend joint convention for the delivery of governor's message, 11.  
 4, A. Chief clerk, informs senate of joint convention to hear governor's message, 14.  
 5, A. Inviting resident clergy to open sessions with prayer, 32, 35.  
 6, A. Furnishing 2,500 copies governor's message for use of assembly, 32, 36.  
 7, A. Governor's message, relating to Washburn's Edgewood residence, to select committee, 33.  
 8, A. Furnishing one copy of revised statutes, 1378, to each member, 35, 39.  
 9, A. Referring governor's message to several committees, 41, 42.  
 10, A. Furnishing chief clerk a copy revised statutes, 47, 54.  
 11, A. Furnishing revised statutes to Judiciary committee, 57, 62.  
 12, A. Furnishing Messrs. Carter, Blackstone and Widule with revised statutes in place of copies purloined, 57, 62.  
 13, A. Instructing sergeant-at-arms to take charge of statutes, 68.  
 14, A. Sergeant-at-arms required to leave revised statutes on desks of members, 85.  
 15, A. Granting the use of the assembly chamber to State Agricultural and Horticultural Societies, 91, 102.  
 16, A. Instructing chief clerk and sergeant-at-arms to prepare and distribute a calendar of each day, 92.  
 17, A. Amending rules of assembly, 102, 110.  
 18, A. Granting assembly chamber to Rev. E. Tasker, chaplain of state prison, 109.  
 19, A. Referring so much of the governor's message as relates to deaf mutes, to committee on Education, 109.  
 20, A. Instructing superintendent of public property to deliver one copy revised statutes to sergeant-at-arms and reporters of the assembly, 110, 120.  
 21, A. Relating to the post office of the assembly, for the accommodation of the members, 120, 131, 132.

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- Res. No. 22, A. Relative to the assessment, collection of taxes on express, telegraph, Pullman car and other like companies or corporations, doing business in this state, 120, 132, 275.
- 23, A. Instructing the superintendent of public property to issue one copy revised statutes to clerks of assembly, 130, 155, 167.
- 24, A. Relating to the contested election of Michael J. Egan vs. Wm. W. Johnson, 130, 131.
- 25, A. Instructing superintendent of public property to furnish the appointees of the chief clerk and sergeant-at-arms stationery to the value of five dollars, 131, 155.
- 26, A. Authorizing servant-at-arms to place on his pay roll one man as custodian of cuspidores, and one attendant for enrolling and engrossing rooms, 131, 155, 167.
- 27, A. To superintendent of public property, instructed to furnish each reporter one copy of revised statutes.
- 28, A. That all bills relating to town insurance companies shall have same reference as bill No. 211, A.; 131.
- 29, A. That superintendent of public property be instructed to lend a copy of the revised statutes to each reporter of a daily newspaper, until close of session, 163, 188.
- 30, A. Requesting secretary of state to furnish information relative to scalp bounties, etc., 264.
- 31, A. Relating to the memory of the late Hon. John Potter, Jr., 265.
- 31, A. That no member of the assembly shall occupy more than 15 minutes time, 282.
- 32, A. That speeches in committee of the whole shall be limited to 15 minutes, 282.
- 34, A. Relating to business of the assembly and final adjournment, 290.
- 35, A. Instructing chief clerk to have certain bills printed, 298.
- 36, A. That the committee on Engrossed Bills be allowed a clerk, etc., 309.
- 36, A. Relating to the death of Hon. George L. Frost, of Iowa county, 327.
- 39, A. Relating to the death of Hon. George L. Frost, of Iowa county, 351, 352.
- 38, A. That the senate is requested to return to assembly for further consideration, No. 101, A., 328.
- 40, A. That on Friday, February 21, all bills received from the senate be referred to General File, 353.
- 41, A. That 200 copies of this evening's journal be printed, Feb. 21, 1879, 428.
- 42, A. That the Oconto County Delegation, to whom was referred bill No. 134, S., are hereby ordered to report said bill at once, 430.
- 43, A. That the Select Committee consisting of the gentleman from Milwaukee, Mr. Widule, to whom was referred No. 328, A., to establish a board of police and fire commissioners for Milwaukee, 430.
- 44, A. In reference to leave of absence during remainder of the session, 433.
- 45, A. That two thousand copies of the minority report of the Joint Select Committee on Jt. Res. No. 11, S., be printed for the use of the assembly, 433.
- 46, A. That the Select Committee, to whom was referred No. 370, A., be requested to report said bill without delay, 445.
- 50, A. That the senate be, and is hereby requested to return to the assembly No. 181, S., for further consideration, 470.

## RESOLUTIONS — continued.

- Res. No. 47, A. That the superintendent of public property be and he is hereby directed to take necessary steps to provide for an exhibition of the electric light in the assembly chamber, 464, 465.
- 48, A. That the use of the assembly chamber for Thursday evening of this week be given to members of the legislature for the purpose of a legislative party, 465.
- 49, A. That the speaker appoint six additional members of the assembly upon the committee on Engrossed Bills for the balance of this session, 468.
- 52, A. That the chief clerk be instructed to deliver to Mr. C. A. Masse the statement and petition of citizens of Sturgeon Bay respecting bills Nos. 97 and 803, A., and Jt. Res. No. 15, A., 501.
- 51, A. That inasmuch as Prof. Haskins is not able to make his proposed experiment with the electric light this evening, for want of time for preparation, that the use of the assembly chamber be granted to him for that purpose on Friday evening next, 486.
- 53, A. That the superintendent of public property be directed to furnish Bailey, Gardiner and Hutchinson each a copy of the revised statutes, 518.
- 54, A. That the copies of the revised statutes now in the custody of the several standing committees be allowed to be retained by the clerks of said committees, 525.
- 55, A. That no more reports be received, after the passage of this resolution, from select committees of this house, 536.
- 56, A. That the thanks of the assembly are tendered to the Hon. D. M. Kelly, speaker, etc., 536.
- 57, A. That the thanks of this assembly are due and are hereby tendered to Mr. Milletus Knight, sergeant-at-arms of the assembly, and his assistants, etc., 536.
- 58, A. That the thanks of the assembly are due and are hereby tendered to the chief clerk, John E. Eldred, Esq., and his assistants, etc., 536.
- 59, A. That the thanks of this assembly are hereby tendered to the reporters of the daily press for the many favors received, 543.
- 62, A. That assembly rule No. 7 be suspended for the balance of the session, 559.
- 63, A. That the thanks of this assembly are due, and are hereby tendered to the visiting gentlemen, who, by their attendance and advice, have so materially aided the members in the performance of their arduous duties, 559.
- 61, A. That the thanks of this assembly are due and are hereby extended to the clergy of this city, for the devotion and interest displayed by them, and the satisfactory manner in which they have been discharged, 554.
- 64, A. Tendering thanks to the governor and state officers, 568.

## RESOLUTIONS —

## ASSEMBLY JOINT.

- Jt. Res. No. 1, A. Informing his excellency, the governor, that the legislature is organized, etc., 9, 13, 14, 37.
- 2, A. Relating to new business, 35, 42, 140, 515.
- 3, A. Relating to uniform taxation, exempting property for the burial of the dead, 40, 48, 64, 268, 303, 304, 305, 306, 307, 308, 312.

RESOLUTIONS — continued.

ASSEMBLY JOINT.

- Jt. Res. No. 4, A. Providing for the distribution of the revised statutes, 40, 41, 48, 227.
- 5, A. Relating to the general commercial interests of the country, etc., 47, 106, 206.
- 6, A. Amending constitution and providing for biennial sessions, 53, 202, 243, 263, 282, 325, 346, 358, 425.
- 7, A. Relating to furnishing gas for use of state capitol, 53, 57, 81, 82, 464, 550.
- 8, A. Relating to joint convention and the election of U. S. senator, 65, 66, 69, 71, 72, 73, 74.
- 9, A. Relating to the adjournment of the two houses, 75.
- 10, A. Relating to Gov. Washburn's Edgewood estate, 92, 102, 436.
- 11, A. Appointing committee to devise suitable legislation for the cure of insane of this state, 109, 208.
- 12, A. To provide for the funeral of the late Hon. John Potter, Jr., member of the assembly from Winnebago county, 119, 120, 128, 289, 311, 491, 540, 543, 544, 563, 573.
- 13, A. Amending the constitution of this state, 158, 159, 344, 386.
- 14, A. To amend constitution of the state relative to the sale of intoxicating liquors as a beverage, 159, 236, 255, 349, 366.
- 15, A. For joint committee of investigation, consisting of three from the assembly and two from the senate, be appointed to investigate the affairs of Sturgeon Bay and Lake Michigan Ship Canal and Harbor, etc., 167, 236, 238, 278, 283, 403, 407 to 420 inclusive, 438, 462, 487, 488, 501.
- 16, A. Instructing superintendent of public property to place the flag at half mast in honor of the memory of the late Hon. Levi B. Vilas, 200, 209.
- 17, A. Appointing a committee to make arrangements for attending funeral of the late Hon. Levi B. Vilas, 201, 208, 216, 217.
- 18, A. That the governor be requested to return without his signature bill No. 108, A., relating to schools in the city of Watertown, 380, 394, 436.
- 19, A. That the governor be requested to return without his signature, for further consideration, bill No. 88, A., 402, 426.
- 20, A. Providing for a salute of 100 guns to-morrow, February 22, 425, 427.
- 21, A. Requesting the governor to return bill No. 86, A., to the assembly for correction, 445, 469.
- 22, A. That the governor be requested to return to the assembly bill No. 281, A., for further consideration, 467, 468, 491, 515, 523, 547, 565.
- 23, A. That his excellency, the governor, be requested to return No. 47, S., a bill to authorize the payment of expenses in securing lands to which the state is or may be entitled, 503, 523, 530.
- 24, A. That leave be granted to introduce a bill to correct the act passed at this session, entitled "an act to change the boundaries of the counties of Shawano and Oconto, and to create the counties of Marinette and New," 526.

## RESOLUTIONS—continued.

## ASSEMBLY JOINT.

- Jt. Res. No. 25, A. That the joint resolution respecting the introduction of new business is hereby suspended, to allow the Select committee to whom was referred the subject of lighting the capitol with the electric light, to report, 535, 536, 548.
- 26, A. That the governor is hereby requested to return to the assembly without his signature, bill No. 237, A., for further consideration, 536, 548, 558.
- 27, A. In reference to rules of order, etc., 566, 567.
- 28, A. Relating to a joint committee to wait on the governor, 568, 574.

## SENATE JOINT.

- Jt. Res. No. 1, S. Appointing joint committee to wait on his excellency the governor, and inform him that the legislature is now organized, 13, 14.
- 2, S. Adopting the rules of last session for government of this, 14.
- 4, S. Inviting the judges of supreme court and state officers to attend joint convention, 15.
- 5, S. Instructing members in congress relative to reorganization of U. S. army, 45, 138, 153, 156.
- 6, S. Relating to governor's message in regard to deaf and dumb institutions, 45.
- 8, S. Relating to constitutional amendment touching traffic in intoxicating liquors, and referring petitions relating to same to joint committee of five, 56, 57.
- 9, S. For the distribution of certain copies of revised statutes of 1878, 106.
- 10, S. Amending joint rules, 98.
- 13, S. Relating to brass tester by purchasers of wheat, 195.
- 14, S. Relating to the decision of the supreme court of 1879, in the case of Plummer, etc., 195.
- 15, S. Requesting governor to return bill No. 121, S., for further consideration, 425, 504.
- 16, S. Providing for final adjournment, 504, 405, 513, 531, 545, 546, 552, 553.
- 17, S. Requesting the governor to return to senate No. 143, S., for further consideration, 504, 505.
- 19, S. Suspending joint rules of the legislature, 499, 504.
- 20, S. Relating to county superintendents, and suspending Jt. Res. No. 2, A., 515.
- 21, S. Requesting governor to return to senate for correction of title, bills No. 77, S., and No. 78, S., 541.
- 12, S. Relating to joint rules of senate and Assembly, 546, 553, 561.

## REVISED STATUTES—

- No. 2, A. Furnishing members with, 11, 35, 39.

## AMENDING SAME.

- No. 10, A. To amend sections 387 and 405 of, relating to diplomas to university and normal schools, 36, 115, 140.
- 11, A. To repeal section 2455 of, 51.
- 20, A. To amend section 4560, chapter 185, of, relating to penalty for catching fish by net or spear in lake and watercourses, 43, 192, 213.

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AMENDING SAME.

- No. 26, A. To amend section 496, chapter 277, of, 48, 285, 313.
- 30, A. To amend section 1771 of, 44, 201.
- 35, A. To repeal sections 113 to 121, inclusive, chapter 10, of, 44, 99.
- 36, A. To amend section 113, chapter 10, of, 44, 300, 325.
- 37, A. To amend section 1675, chapter 78, of, 48, 299, 325.
- 39, A. To amend section 173, chapter 13 of, 48, 299, 325, 373.
- 41, A. To amend chapter 51 of, entitled taxation of railroads, etc., 48, 115, 141, 283, 275, 359.
- 42, A. To amend chapter 73 of, relating to taxation of dogs, 48, 147, 153.
- 49, A. To amend subdivision 6 of section 2982 of, 49, 95, 96, 97, 107, 108.
- 52, A. Repealing section 1181, chapter 50 of, of this state, relating to the foreclosure of tax sale certificates and sale of lands therein mentioned, 50, 282, 325, 393, 426, 510, 523, 540.
- 53, A. Relating to teachers' wages and amendatory of section 459, chapter 57 of, 1878, 50, 115, 140.
- 54, A. Providing for biennial sessions of the legislature, and amendatory of section 99, chapter 10 of, 1878, 50, 64, 83.
- 60, A. To repeal sections 1623, 1624, 1625, chapter 72, of, of 1878, 54, 78, 99.
- 61, A. To repeal sections 1548 and 1550, of, relating to excise, 54, 128, 153.
- 62, A. To amend section 1548, chapter 66, of, 54, 78, 99.
- 63, A. To amend section 1624, chapter 72, of, of 1878, 54, 147, 153, 403, 443, 514, 525, 560.
- 64, A. To amend section 1060, chapter 48, of, 54, 78, 99.
- 66, A. To amend section 3329 of, 55, 393, 431, 514, 525.
- 68, A. To amend section 4319 of, 55, 95, 107.
- 69, A. To amend section 2483, of chapter 115, of, 58.
- 72, A. To amend section 1121, chapter 49, of, relating to collection and payment of taxes, 58, 139, 152, 204, 224, 543, 544, 549, 563, 570.
- 75, A. To amend section 27, chapter '5, of, relating to elections, 62, 125, 153, 176, 283, 325, 393, 427, 510.
- 76, A. To amend section 2424 of, providing for terms of circuit court in first judicial circuit, 62, 95, 107, 204, 224, 270, 348, 456.
- 77, A. To amend section 3774 of, relating to costs and fees, 63, 95, 107.
- 89, A. To amend section 1436 of chapter 58 of, relating to medical societies, 68, 284, 325.
- 95, A. To amend section 44 of chapter 5 of, 76, 125, 153, 291, 325, 393, 427, 560.
- 99, A. To amend section 1623 of, 77, 146, 156, 219, 238.
- 102, A. To repeal sections 1626, 1627, 1628 and 1630 of, relating to dogs and wild animals, 77, 147, 153, 236, 255, 279, 393, 427, 428, 539, 547, 564, 573.
- 112, A. To amend section 1548 of chapter 66 of, relating to excise and sale of liquors, 86, 114, 140.
- 118, A. To amend section 4276 of chapter 178 of, relating to miscellaneous provisions, 87, 299, 325.
- 119, A. To amend section 4606 of, relating to fumigating grain, 92, 127, 152, 189, 209, 495.
- 123, A. To amend chapter 34 of, relating to military, 92, 123, 303, 328, 357, 539, 562, 571.
- 130, A. To amend section 2982 of, 93, 124, 153.
- 140, A. To amend sections 498 to 496, inclusive, of, relating to free high schools, 94, 219, 243, 291, 303, 548, 549, 552, 559, 565, 573.

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- No. 144, A. To repeal certain provisions of section 1464, chapter 60 of, 103, 191, 213, 268, 278, 495.
- 147, A. To amend section 2446, chapter 114 of the, relating to county courts, 103, 265, 313.
- 151, A. To amend subdivision 15, section 2982 of, 1878, 104, 137, 153.
- 152, A. To amend section 2456, chapter 114 of, relating to county courts, 104, 219, 243, 291, 302, 510.
- 154, A. To amend section 4565, chapter 185, title offenses against public policy, 104, 137, 153.
- 157, A. To amend section 4057 of, relating to payment of witnesses in advance of civil actions, 104, 137, 153.
- 161, A. To amend chapter 12, entitled notaries public, 103, 137, 153.
- 162, A. To amend section 2438, relating to phonographic reporters, 105, 137, 153.
- 166, A. To amend section 1880, chapter 88, of the, 1878, 110, 233, 255.
- 167, A. To amend section 1399, chapter 55, of, 1878, relating to wire fence, 110, 222, 243, 252.
- 169, A. To amend section 1777 of, 1878, 111, 204, 219, 228, 283, 312, 361, 386.
- 170, A. To amend section 1972, chapter 89, of, 1878, by adding town insurance companies, 111, 222, 285, 325, 404, 439, 511, 537, 558.
- 182, A. To amend section 556, chapter 22, relating to the distribution of public documents, 112, 144, 152, 203, 224, 334, 363, 457.
- 184, A. To amend section 496, chapter 27, of, 1878, 112, 265, 313.
- 185, A. To amend section 1319 of the, relating to bridges, 112, 191, 213, 329, 357, 469, 493, 557.
- 190, A. To amend sections 1246 and 1248 of, relating to road tax, 113.
- 195, A. To amend section 1548 of, relating to excise, 114, 147, 153.
- 197, A. To amend subdivision of section 1915, of, relating to foreign insurance companies, 114, 191, 213, 247, 277, 287, 314.
- 198, A. To repeal chapter 563 of, relating to nets, etc., 121, 236, 293, 328, 510, 511, 546, 569.
- 204, A. To amend section 1997, chapter 91, of, relating to Protestant Episcopal church, 121, 141, 189, 237, 238, 380, 431, 447, 509, 517, 522, 527, 547, 565, 573.
- 209, A. To repeal sections 1583 and 1584, of, relating to license of peddlers, 122, 402, 462, 509.
- 210, A. To amend sections 638 to 640, inclusive, and repeal section 623, chapter 34, of, relating to militia, 122, 407, 463.
- 211, A. To amend section 1935, chapter 89, of, entitled of insurance corporations, 122, 285, 325, 360, 365, 373, 447, 522, 527, 548, 566, 574.
- 217, A. To amend section 1050, chapter 48, of, relating to the assessment of property, 123, 141, 148, 204, 225, 262, 293, 295.
- 220, A. To amend section 4049, chapter 175, of, relating to appeals and miscellaneous provisions, 123, 345, 378, 492, 506, 548, 564, 573.
- 222, A. To amend section 2469 of, 1878, relating to the terms of county court of Milwaukee county, 124, 188, 237, 238, 539, 563, 571.
- 226, A. To amend section 1690 of, 134, 156, 191, 213, 262.
- 227, A. To amend section 4565, chapter 185, relating to game and fish, 135, 235, 255, 310, 323, 495, 523, 541.
- 229, A. To amend section 1069, chapter 48, relating to state taxes, 135, 204, 243, 310, 323, 371, 493, 557.



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- No. 280, A. To amend sections 1240 and 1248, chapter 52, of roads and bridges, 135, 190, 213.
- 240, A. To amend sections 1623, 1624 and 1625, chapter 72, of, 1878, relating to dogs, 136, 408.
- 241, A. To amend sections 4938, 4943, chapter 201, of, relative to convict labor, 136, 276, 314.
- 245, A. To amend section 450, relating to certificates and examination of teachers, 144, 193, 213, 329, 357, 538, 546, 569.
- 252, A. To amend certain portions of chapter 115, of the, entitled municipal court of Milwaukee county, 144, 194, 345, 378, 466, 467, 538, 564, 566, 567, 568, 573.
- 256, A. To abolish civil and criminal jurisdiction of Brown county court, 155, 189, 213, 216, 298, 314, 321, 347, 456.
- 259, A. To amend section 1931, chapter 89, of, 1878, relating to insurance companies, 156, 191, 285, 325.
- 269, A. To amend subdivisions 1, 2 and 3, section 462, relating to reports of clerks of school districts, 160, 221, 243, 299, 313, 424, 452, 556.
- 273, A. Relating to distribution of public documents, and amendatory of section 357, chapter 22 of, 160, 421, 463, 509.
- 244, A. To amend sections 20, 21, 22, 23 and 24, exempting the city of Fond du Lac from the registry of electors, 160, 234, 255.
- 275 A. To amend section 4284 of, relating to proceedings in insolvency, 161, 219, 243.
- 280, A. To amend section 387 of, relating to certificates to graduates of the State University, 161, 321, 386.
- 283, A. To amend section 1042, chapter 48 of, relative to the assessment of bank stock, 161, 222, 243.
- 289, A. To amend section 3640, chapter 156 of, 1878, relative to jurors in justice court, 162, 202, 243.
- 295, A. To amend section 1666, chapter 76 of, 1878, relating to the testing of wheat, 163, 380.
- 306, A. To except the city of Watertown from the provisions of sections No. 20, 21, 22, 23 and 24 of chapter 5 of the, of 1878, relating to registry of electors, 170, 299, 325, 326.
- 307, A. Relating to the division of towns, and amendatory of section 671 of, of 1878, 170, 285, 324, 404, 439, 538, 547, 570.
- 310, A. Amendatory of section 1629, relating to the poisoning of wolves and other animals, 170, 236, 255, 310, 323, 371, 556.
- 312, A. To amend section 1339 of 1878, in regard to actions against towns, etc., 170, 265, 313.
- 316, A. To amend the third subdivision of section 1772 of the, 171, 189, 195, 206, 207, 451.
- 319, A. To repeal section 277 of the, and to provide for the redemption of forfeited mortgaged lands and the refunding of surplus money thereon, 171, 330, 380, 399, 537, 558.
- 327, A. To amend section 4565 of chapter 185 of the, of 1878, relating to wild game, 171, 301, 320, 386.
- 329, A. To amend section 1131, relating to publication of tax sales, 172, 283, 325.
- 330, A. To amend sections 1130, 1131 and 1170 of the, relative to printing in certain counties, 172, 267, 313, 354, 366, 469, 480, 556.
- 341, A. To amend section 1548 of, 1878, 174, 228, 238.
- 342, A. To amend sections 1626 and 1627 of chapter 72 of the, of 1878, 174.

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- No. 345, A. To amend chapter 85 of the, entitled general provisions relating to corporations, 174.
- 346, A. To amend chapter 86 of the, entitled of the organization of corporations, 174.
- 350, A. To amend chapter 87 of the, entitled of railroads, 175.
- 362, A. Relating to the organization of corporations, and amendatory of section 1780 of, 179, 265, 303, 404, 439, 538, 547, 570.
- 373, A. To amend sections 1, 2, 3, 4, 21, 22 and 23 of chapter 5 of the, entitled of registry of elections, 180.
- 374, A. Relating to offenses against lives and persons of individuals, and amendatory of section 4859 of the, 180, 229, 320, 338, 405, 538, 547, 570.
- 391, A. To amend chapter 18 of, and to reduce the rate of interest on property sold for unpaid taxes, 182, 229, 255.
- 394, A. To amend sections 1967 and 1972, chapter 89 of the, relating to the department of insurance, and establishing reciprocal taxes and fees of life and accident insurance corporations, 182, 404, 463, 509, 521, 526, 541, 567.
- 395, A. Relating to the manner of commencing civil actions, and authorizing court commissioners to grant orders of publication, and amendatory of section 2640 of the, 183, 229, 255.
- 399, A. Relating to banks and banking, and amendatory of chapter 94 of the, of 1878, 183.
- 405, A. Relating to the, and amending the same, 184, 298, 324, 360, 366, 467, 564, 572.
- 407, A. To amend chapter 48 of the, relating to the assessment of taxes, and chapter 49 of the, relating to the collection of taxes, and chapter 50 of the, relating to lands sold for taxes, 184, 406, 426, 464, 473, 509, 532, 563, 566, 567, 568, 573.
- 408, A. To amend section 1465 of chapter 60 of the, relating to agriculture, 184, 329, 373, 491, 506, 549, 564, 573.
- 1, S. To amend section 113 of chapter 10 of, relating to stationery, 34, 37, 45, 46.
- 7, S. To amend section 1997 of chapter 91 of the, relating to religious societies, 225, 227, 266, 324, 335.
- 9, S. To amend section 170 of chapter 12 of the, of 1878, entitled of salaries and permanent appropriations, 549, 550, 551, 552.
- 20, S. To amend sections 850 and 851 of the, of 1878, entitled of town officers, 207, 209, 234, 255.
- 29, S. To amend section 1810 of chapter 87 of the, of 1878, entitled of railroads, 494, 505, 519, 520.
- 40, S. To amend section 1557 of chapter 69 of the, of 1878, entitled of excise and the sale of liquors, 225, 227, 285, 285, 281, 285, 279, 287.
- 55, S. To amend section 1527 of chapter 63 of the, of 1878, entitled of the relief and support of the poor, 206, 209, 284, 325, 350, 370, 384.
- 46, S. To amend sections 3329 and 3330, chapter 143 of, 1878, entitled of liens, 252, 265, 312, 361, 387, 423.
- 49, S. To amend section 4565 of, 1878, entitled of penalty for killing game by net, trap, etc., 226, 403, 471.
- 54, S. To amend section 731 of, entitled of the county board, 543.
- 62, S. To amend section 401, chapter 26, entitled of normal schools and academies, 226, 227, 320, 387.

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- No. 71, S. To amend chapter 51 of the, entitled taxation of railroad, telegraph, fire, inland navigation and life insurance companies, 474, 505, 518, 519.
- 75, S. To amend section 378, chapter 25 of the, entitled of the university, 226, 237, 266, 324, 350, 356.
- 88, S. To amend subdivision 6 of section 2982 of the, of 1878, entitled of property exempt from taxation, 227, 243, 262, 271.
- 48, S. To amend section 2577 of the, 1878, entitled of legal holiday, 331, 355, 471, 506.
- 108, S. To amend section 443 of chapter 27 of the, of 1878, entitled of common schools, 332, 382, 438, 446.
- 142, S. To amend section 2001 of chapter 91 of the, of 1878, entitled of religious societies, 332, 355, 361, 387.
- 157, S. To amend section 121, chapter 10, of the, of 1878, in relation to the distribution of the blue book, 468, 470, 512, 516, 533, 540.
- 159, S. To amend sub-chapter 10 of section 1038 of chapter 48 of the, of 1878, entitled of assessment of taxes, 543, 544.
- 176, S. To amend chapter 20 of the, of 1878, entitled of public printing, 468, 470, 512, 516.
- 197, S. To amend section 967 of the, and to authorize the state superintendent to fill vacancies in office of county superintendent, 523, 528.

REYNOLDS, JOS. B. —

Bills introduced by:

- No. 115, A. To appropriate to Northern Hospital for Insane a sum of money, 87, 221, 243, 392, 428.
- 281, A. To provide for the preservation of fish in waters of Calumet county, 161, 202, 243, 299, 312, 436, 480, 528, 540, 563, 572.
- 289, A. To amend section 3640, chapter 156, revised statutes 1878, relative to jurors in justice's court, 162, 202, 243.
- 294, A. To discontinue a certain state road in Calumet county, 163.
- 243, A. To amend the charter of the city of Chilton, 174, 330, 382, 399, 511, 537, 558.
- 344, A. To repeal chapter 341 of the private and local laws of 1861, and the acts amendatory thereof, 174, 331, 345, 386.
- 406, A. For the protection of wild lands in the county of Calumet, 184.
- Res. No. 21, A. Relating to the post office of the assembly, for the accommodation of the members, 120, 121, 132.
- 31, A. Relative to the memory of the late Hon. John Potter, Jr., 265.
- Jt. Res. No. 22, A. That the governor be requested to return to the assembly No. 281, A., for further consideration, 491, 515, 528, 547, 565.
- Res. No. 58, A. That the thanks of this assembly are due and are hereby tendered to the chief clerk, John E. Eldred, Esq., and his assistants, etc., 536.

RINGLE, JOHN —

Bills introduced by:

- No. 28, A. To amend section 6 of chapter 259, general laws 1878, relating to state road in Shawano and Marathon counties, 43, 44, 225, 267, 314, 350, 386, 469, 490, 556.
- 59, A. To pay the county of Marathon amount due for delinquent taxes on forfeited state lands, 54, 139, 153.

**RINGLE, JOHN — continued.**

- No. 88, A. For the preservation of trout in the waters of Marathon county, 68, 127, 152, 190, 209, 322, 346, 402, 471, 495, 537, 557.
- Res. No. 8, A. That superintendent of public property furnish each member one copy of revised statutes 1878, 35, 39.
- Jt. Res. No. 19, A. That the governor be requested to return without signature, bill No. 88, A., 402.
- Res. No. 46, A. That the Select Committee to whom was referred No. 370, A., be requested to report said bill without delay, 445.
- No. 99, A. Relating to the taxation of dogs, and amendatory of section 1623, revised statutes, 77, 146, 156, 219, 238.
- 153, A. Relating to the construction of tramways, 104, 188, 152, 190, 219, 238.
- 180, A. To distribute more equally burdens of taxation in certain counties, 112, 205, 243, 284, 292, 293, 446, 451, 560.
- 205, A. To divide the counties of Clark and Marathon, erecting the county of Webster, 123, 285, 287, 329, 387, 395, 447, 459.
- 284, A. Relating to delinquent taxes on lands forfeited to the state, 162, 381, 430.
- 307, A. Relating to the division of towns, and amendatory of section 671 of the revised statutes of 1878, 170, 285, 324, 404, 439, 538, 547, 570.
- 398, A. Relating to state roads in Marathon county, 182.

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**ROOT, WILBUR M. —****Bills introduced by :**

- No. 312, A. To amend section 1339 of the revised statutes of 1878, in regard to actions against towns, etc., 170, 265, 313.
- 367, A. To amend the charter of the city of Sheboygan, 179.

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**REVISERS —**

- No. 333, A. To provide for reprinting the notes of, of the revised statutes, 173, 219, 243.

**S.****ST. CROIX COUNTY —**

- No. 336, A. To prohibit the electors in all incorporated villages in, from voting for chairman of the board of supervisors for the town in which said villages are situated, 173, 202, 243.
- 119, S. To change the time of holding annual meeting of the county board of, and to repeal chapter 238 of the general laws of Wisconsin for the year 1875, 302, 387.

**ST. CROIX RIVER —**

- No. 110, S. To prevent the obstruction of the navigable waters of the, in the state of Wisconsin, 532, 533, 534, 541.

**ST. LAWRENCE, TOWN OF —**

- No. 208, A. To authorize the commissioners of public lands to loan money to, Waupaca county, 121, 193, 213, 310, 323, 504, 505, 536, 537, 558.

**SANDERSON, JOHN —**

**Bills introduced by:**

- No. 194, A. Relating to assessments upon premium notes of fire insurance companies, 113, 398, 406, 463, 521, 526, 567.  
 351, A. To legalize the acts of Leeds Center school district, Columbia county, 175, 384, 400, 538, 563, 572.  
 368, A. To encourage the raising of improved stock, 179, 276, 313.  
 371, A. To authorize the superintendent of public property to furnish postage stamps to the employees of the senate and assembly for 1879, and to make an appropriation therefor, 180, 300, 324, 350, 369, 372, 373, 469, 470, 480, 556.  
 396, A. Relating to the use of barbed wire for fences on public roads and railroads, 183.  
 Jt. Res. No. 8, A. Relative to election of United States senator, 65, 66, 69, 70, 71, 72, 73, 74.

**SARNOW, CHRISTIAN —**

**Bills introduced by:**

- No. 161, A. To amend chapter 13, revised statutes, of notaries public, 105, 137, 153.  
 163, A. To amend sections 1 and 2, chapter 191, laws of 1876, relating to justices of the peace and constables in the city of Milwaukee, 105, 147, 148, 153, 364.  
 369, A. To amend the charter of the city of Milwaukee, 180, 238.  
 391, A. To amend chapter 18 of revised statutes, and to reduce the rate of interest on property sold for unpaid taxes, 182, 229, 255.  
 Jt. Res. No. 3, A. Relative to amendment to the constitution, and relating to uniform taxation, 40, 48, 268, 303, 304, 305, 306, 307, 308, 312.

**SCANLON, JOHN —**

**Bills introduced by:**

- No. 40, A. Limiting the rights of minors to redeem real estate sold for taxes, 48, 64, 83, 344, 386.  
 94, A. To legalize the official acts of Michael Gorman, a justice of the peace, 76, 189, 213.  
 98, A. To provide for the laying out state road in counties of Waupaca, Shawano and Oconto, 77.  
 203, A. To authorize commissioners of public lands to loan money to the town of St. Lawrence, county of Waupaca, 121, 193, 213, 310, 323, 504, 505, 536, 537, 558.  
 290, A. To legalize the action of school district No. 2, town of Little Wolf, Waupaca county, 162, 361, 386.  
 Res. No. 42, A. That the Oconto county delegation, to whom was referred bill No. 134, S., are hereby ordered to report said bill at once, 430.  
 Jt. Res. No. 21, A. Requesting the governor to return bill No. 86, A., to the assembly for correction, 445, 469.

**SCHOOL DISTRICT —**

- No. 184, S. Limiting the amount of tax to be levied in any one year, 332, 355, 362, 423, 438.

**SCHOOL AND UNIVERSITY LANDS —**

- No. 111, A. To authorize the commissioners of, to loan money to joint school district No. 1, in Juneau county, 86, 193, 213, 275, 287, 495, 515.
- 392, A. To amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of, to loan a portion of the trust funds of the state to the county of Burnett, in this state, 182, 286, 350, 404, 439, 510, 515, 547, 565, 572.
- 166, S. To amend chapter 144, laws of 1876, entitled an act to authorize the commissioners of, to loan a portion of the trust funds of the state to the county of Wood, 495, 505, 519.

**SECRETARY OF STATE —**

- No. 94, S. To authorize the, to audit certain accounts, 227, 243, 259, 251.

**SECURING LANDS —**

- No. 47, S. To authorize the payment of expenses in, to which the state is, or may be, entitled, 226, 227, 329, 396, 503, 523, 530, 532, 533, 540.

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- Reports of, 464.

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- Election of, 8.

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- Furnishing members with, 11.

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- 34, 45, 46, 56, 140, 195, 209, 227, 252, 270, 280, 302, 323, 355, 356, 365, 366, 384, 423, 424, 425, 426, 438, 470, 482, 505, 511, 512, 515, 528, 532, 549, 552, 553.

**SEYMOUR, CITY OF —**

- No. 377, A. To incorporate the, 180, 421, 463, 540.
- 377, A. To incorporate the, 180, 421, 463, 540, 566, 574.

**SIMPSON, E. B. —****Bills introduced by:**

- No. 16, A. To provide for the regulation of the slaughtering of animals in and around the city of Milwaukee, 42, 148.
- 206, A. Amending charter of the city of Milwaukee, 123, 238.
- 215, A. To amend section 32, chapter 144, laws 1875, relating to repairing sidewalks, city of Milwaukee, 123, 194, 213.
- 216, A. To amend section 23, chapter 134, relating to street sprinkling in city of Milwaukee, 123, 194, 213.
- 229, A. To amend section 1069, chapter 48, revised statutes, relating to the apportionment of state taxes, 135, 204, 243, 310, 323, 371, 493, 557.
- 236, A. To amend sections 1, 2, 3 and 4, chapter 6, chapter 134, laws 1874, relating to charter of the city of Milwaukee, 136, 236, 325, 369, 384, 385, 533, 562, 571.
- 247, A. To authorize the city of Milwaukee to purchase and use machinery, 144, 237, 238, 354, 381, 555.

**SIMPSON, E. B.— continued.**

- No. 248, A. To regulate pleadings in suits against municipal corporations, 144, 189, 218.
- 263, A. To provide for the registry of electors, city of Milwaukee, 159, 286, 324, 325, 369, 385, 386, 532, 533, 562, 572.
- 331, A. To authorize the city of Milwaukee to improve the sewerage system of said city, 173, 422, 463.

**SHAWANO, COUNTY OF —**

- No. 1, A. Authorizing, to borrow money, 83, 79, 99, 105, 106, 164, 191, 455.
- 98, A. Laying out of state road in, 77.
- 124, A. Relating to the price of swamp and overflowed lands in, 95, 235, 255, 339, 363, 373, 539, 571.
- 126, A. Authorizing C. D. Wescott and others to construct and maintain across Wolf river in, 93.
- 297, A. Changing the boundaries of, 163, 423, 462, 514, 526.
- 354, A. To provide for the improvement of Red river in, 178, 300, 301, 310, 386.

**SHEBOYGAN, CITY OF —**

- No. 367, A. To amend the charter of, 179.

**SHELDON, GEO. —**

- No. 239, A. Legalizing the acts of, a justice of the peace, 136, 189, 218.

**SHIEL, JOHN —**

- No. 335, A. To pay, a sum of money therein named, 173, 348, 378, 492, 507, 548, 565, 572.

**SHULLSBURG, VILLAGE OF —**

- No. 136, A. To amend section 9, chapter 115, an act to incorporate the, 94, 220, 243.

**SIDEWALKS —**

- No. 272, A. Providing for building, 180.

**SIGN BOARDS —**

- No. 114, A. To encourage the erection of, 87, 116, 153.
- 288, A. To encourage the erection of, 162.

**SOFT MAPLE CREEK —**

- No. 116, A. To improve, Chippewa county, and to grant to Mark Douglas, his heirs and assigns, certain powers, 87, 203, 243, 284, 292, 333, 363, 437.

**SOLDIERS' ORPHANS' HOME —**

- No. 101, A. To restore and continue the board of trustees of the, 77, 116, 140, 189, 209, 328, 335, 349, 371, 452, 555.

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- Election of, 6, 574.

**SPIERING, HENRY —**

Bills introduced by:

- No. 20, A. To amend section 4560 of chapter 185 of the revised statutes of 1878, relating to the catching of fish in lakes or water by net or spear, 43, 192, 218.
- 100, A. To remedy the evils consequent upon the destruction of public records of Dodge county by fire, 77, 361, 366, 455, 473, 514, 525, 548, 565, 571.

**SPIERING, HENRY — continued.**

- No. 240, A. To authorize board of supervisors to exempt any county from sections 1623, 1624, 1625, chapter 72, revised statutes, relative to dogs, 136, 403.

**SPENCE, T. W. —****Bills introduced by:**

- No. 22, A. To repeal sections 14 to 23, inclusive, of chapter 160, laws of 1877, etc., 43, 79, 384, 456.
- 68, A. To amend section 4319 of revised statutes, relating to persons confined in jail on civil process, 55, 95, 107.
- 274, A. To except city of Fond du Lac from the provisions of sections 20, 21, 22, 23 and 24 of revised statutes, relative to the registry of electors, 160, 234, 255.
- Res. No. 1, A. That the rules of the last assembly be adopted as the rules of this, until otherwise ordered, 10.
- 2, A. Furnishing one copy of revised statutes 1878, and one copy each of session laws, and senate and assembly journal, 11.
- 16, A. That chief clerk and sergeant-at-arms distribute a calendar of business each day, 92.
- 17, A. Amending rules of assembly, 102, 110.
- Jt. Res. No. 16, A. Instructing superintendent of public property to place the flag at half mast, in honor of the memory of the late Hon. Levi B. Vilas, 200, 209.
- Res. No. 40, A. That on Friday, February 21, all bills received from senate be referred to general file, 353.
- No. 279, A. To restrain the jurisdiction of certain courts, 161, 361, 386.
- 280, A. To amend section 387, revised statutes, relating to granting certificates to graduates of State University, 161, 321, 386.
- 288, A. To amend section 1042, chapter 48, revised statutes, relating to the assessment of bank stock, 161, 222, 243.
- 304, A. To appropriate to John P. Simon, Stephen Simon and Anton Blomin, a sum of money therein named, 169, 348, 386.
- 325, A. To revise, consolidate and amend the city charter of the city of Fond du Lac, 172, 237, 516, 523, 566, 574.
- 405, A. Relating to the revised statutes, and amending the same, 184, 198, 324, 360, 366, 467, 522, 566, 572.
- 407, A. To amend chapter 48 of the revised statutes, relating to the assessment of taxes, and chapter 49 of the revised statutes, relating to the collection of taxes, and chapter 50 of the revised statutes, relating to lands sold for taxes, 184, 406, 426, 464, 473, 509, 532, 563, 566, 567, 568, 573.
- Res. No. 49, A. That the speaker appoint six additional members of the assembly upon the committee on Engrossed Bills, for the balance of this session, 468.
- 55, A. That no more reports be received, after the passage of this resolution, from select committees of this house, 536.

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332, A. To fix a uniform compensation for the directors of the; the managers of the industrial school for boys; the trustees of the insane asylums, the blind institute, and the deaf and dumb institute, 173, 276, 313.

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237, A. To amend chapter 385, laws 1876, relative to, in Lincoln, Taylor and Chippewa counties, 136, 191, 213, 319, 337, 338, 469, 470, 493, 543, 558.  
238, A. To legalize acts of commissioners relative to, in counties of Pepin, Pierce, St. Croix and Polk, 136, 330, 384, 423, 463.  
261, A. To provide for the laying out, from Lincoln, Kewaunee county, to intersect the Green Bay and Sturgeon Bay state road, 159, 221, 243, 299, 300, 313, 424, 452, 556.  
294, A. To discontinue and change the course of a certain, town of Charleston, Calumet county, 163.  
314, A. To lay out and establish a, from the city of Chippewa Falls, in the county of Chippewa, to the village of Colby, in the county of Clark, 171, 233, 255, 299, 312, 511, 537, 558.  
156, A. To repeal chapter 243, laws 1878, laying out, from Stockholm to Clear Lake, 104, 405.  
393, A. Relating to, in Marathon county, 182.  
67, S. To provide for laying out, establishing and building a, from the city of Grand Rapids, in the county of Wood, to the city of Stevens Point, in the county of Portage, 331, 355, 364, 387, 397, 423.  
168, S. To amend section 6 of chapter 259 of the general laws of 1878, entitled an act to lay out and establish a, from Wolf river, in Shawano county, to Wausau, in Marathon county, 332, 355.  
134, S. To provide for the laying out of a, in the counties of Waupaca, Shawano and Oconto, 371, 384, 423, 471, 472, 483.

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- No. 229, A. To amend section 1069, chapter 48, of revised statutes, relative to, 135, 204, 243, 310, 323, 371, 493, 549, 557.  
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- No. 10, A. To amend sections 387 and 405 of revised statutes, relating to diplomas granted by, and normal schools, 36, 115, 140.  
 280, A. To amend section 387, revised statutes, relating to certificates to graduates of the, 161, 321, 386.

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- No. 36, A. To amend section 113, chapter 10, revised statutes 1878, in regard to, 44, 300, 325.  
 81, A. To provide, for the use of the members of legislature and chairman of each standing committee, 63, 78, 99.  
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 151, S. To provide, to the appointees of the senate and assembly, 302, 324, 360, 367.

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- No. 254, A. To appropriate a sum of money to Frank Shomer and others, as bounty for invention of, 155, 366, 383, 401, 447, 459, 467, 531, 546.

**STEFFEN, FRANCIS —****Bills introduced by:**

- No. 121, A. To appropriate to the county of Outagamie a certain sum of money, 92, 311, 379, 492, 506, 540, 563, 571.  
 145, A. For the relief of E. J. Pettys, 103, 221, 243, 284, 293, 469, 492, 557.  
 173, A. Relating to the trial of certain actions in the circuit courts, 111, 137.  
 377, A. To incorporate the city of Seymour, 180, 421, 463, 540, 566, 574.

- Res. No. 28, A. That all bills relating to town insurance companies shall have same reference as bill No. 211, A., 131.

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**STURGEON BAY AND LAKE MICHIGAN SHIP CANAL —**

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 303, A. To appropriate a sum of money therein named to defray the expenses of committee appointed to investigate the affairs of the, 169, 236, 238, 278, 283, 403, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 462, 487, 488, 501.  
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 390, A. Relating to the, and amendatory of section 4, chapter 228 laws 1876, 182, 223, 324, 405, 439, 538, 563, 572.

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**SUPERINTENDENT OF PUBLIC PROPERTY —**

- Res. No. 10, A. Requiring the, to furnish chief clerk one copy revised statutes 1878, 47, 54.

11, A. Furnishing Judiciary committee with revised statutes.

12, A. Furnishing Messrs. Carter and Blackstone with revised statutes.

- No. 371, A. To authorize the, to furnish postage stamps to the employes of the senate and assembly for 1879, and to make an appropriation therefor, 180, 300, 324, 350, 369, 372, 373, 469, 470, 480, 556.

- 37, S. To appropriate to the, a sum of money therein named, to purchase the necessary stationery for the use of the legislature and state officers for the ensuing year, 331, 355, 387.

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- 235, A. To provide clerical assistance in the office of the reporter of the, 135, 219, 243.

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- No. 124, A. Relating to the price of, in Shawano county, 93, 235, 255, 343, 359, 363, 373, 539, 562, 591.

- 201, A. Relating to amending laws of 1874 and 1878, in the counties of Manitowoc and Calumet, 121, 222, 243, 283, 292, 333, 363, 457.

- 335, A. Relating to the reduction of the price of, in Burnett county, 181, 330, 386.

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**TARR, SARAH JANE—**

- No. 64, S. For the relief of, and to appropriate to her a sum therein named, 331, 355, 387.

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- 329, A. To amend section 1181, revised statutes, relating to publication of, 172, 233, 325.

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- No. 41, A. To amend chapter 51 of revised statutes, entitled of railroad, telegraph, fire, inland navigation and life insurance companies, 48, 115, 141, 283, 295, 345, 359.  
180, A. To distribute more equally the burdens of, in certain counties of this state, 112, 243, 284, 293, 293, 446, 451, 560.  
298, A. To prescribe the license fees and charges that insurance companies doing business in this state shall pay, and exempting their personal property from, 169.  
83, S. To amend subdivision 6 of section 2982 of the revised statutes of 1878, entitled of property exempt from, 227, 243, 262, 271.

**TAYLOR, COUNTY OF —**

- No. 177, A. To authorize the, to borrow money, 111, 285, 325.  
45, S. To amend section 8 of chapter 178, of the general laws of 1875, entitled an act for the division of the counties of Clark, Marathon, Lincoln and Chippewa, and the erection of, 226, 227, 285, 324, 336.

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**TELEGRAPH COMPANIES —**

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**TEXT BOOKS —**

- No. 191, S. To cheapen the cost of, accompanying the report of the committee on Education, was ordered printed and referred to the general file, 394, 426, 471, 499, 528.

**THELEN, MICHAEL —**

Bill introduced by:

- No. 182, A. To amend section 356, chapter 23, revised statutes, relating to distribution of public documents, 112, 144, 152, 203, 224, 334, 363, 457.

**THOMAS, JOSEPH M. —**

Bills introduced by:

- No. 36, A. To amend section 113, chapter 10, revised statutes 1878, in regard to stationery, 44, 300, 325.  
287, A. Relating to fencing the Pine River Valley and Stevens Point railroad, 162, 236, 255, 310, 323, 425, 452, 556.

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- No. 219, A. Relating to, on the Madison, Watertown & Milwaukee Plankroad, and amendatory of section 1, chapter 7, laws of 1862, 123, 205, 248.

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- No. 58, A. Relating to, in grist mills, 50, 128, 153.

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20, S. To amend sections 850 and 851 of the revised statutes of 1878, entitled of, 207, 209, 234, 255.

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**TREMPEALEAU, COUNTY OF —**

No. 231, A. Authorizing, to borrow money, 135, 193, 218, 319, 337, 424, 452, 556.

**TROUT —**

No. 88, A. Preservation of, in the waters of Marathon county, 68, 127, 152, 190, 209, 322, 346, 402, 471, 495, 537, 557.

155, A. Relating to the preservation of, in the waters of St. Croix and Pierce counties, and amendatory of section 1, chapter 26, laws of 1878, 104, 146, 152, 203, 223, 322, 346, 456.

**TRUSTEES —**

No. 31, A. To provide for the confirmation of sales made by, 44, 201.

**TUPPEN CREEK —**

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**UNPAID TAXES —**

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55, A. To define the crime of, 50, 78, 99, 402, 442.

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## VINCENT, G. R. —

## Bills introduced by:

- No. 98, A. To appropriate a sum of money to the Eastern Monroe Agricultural society, 76, 310, 386.

## VINCENT, W. J. —

## Bills introduced by:

- No. 4, A. To authorize the county of Barron to borrow money, 33, 79, 99, 145, 156, 335, 362, 456.
- 21, A. For an act to prevent the obstruction of the navigable rivers within the state of Wisconsin, 43, 147, 153.
- 50, A. To authorize James and William Johnston to maintain a dam across Willow river, in Polk county, Wisconsin, 49, 267, 313, 364, 373, 469, 480, 556.
- 62, A. To amend section 1548, chapter 56, revised statutes, 54, 78, 99.
- 65, A. To authorize the town of Luck, Polk county, to borrow money, 54, 138, 146, 153, 190, 210, 424, 452, 555.
- 72, A. To amend section 1121, chapter 49, revised statutes, relating to collection and payment of taxes, 58, 139, 152, 204, 224, 543, 544, 549, 563, 570.
- 84, A. To provide for the payment of a sum of money to James Edwards, 63, 88, 90, 125, 140, 195, 343, 458.
- 168, A. To legalize the actions of school district No. 4, in the town of Clear Lake, in Polk county, 110, 137, 152, 203, 223, 334, 363, 457.
- 171, A. To authorize William Wilson and Andrew Tainter, T. B. Wilson, H. L. Stout, John H. Knapp, their associates and assigns, to construct and maintain a dam across Bear Creek, on land owned by the Knapp, Stout & Co. Company, 111, 145, 153, 201, 225, 267, 278, 354, 365, 366, 452, 555.
- 193, A. To authorize Knapp, Stout & Co. Company to erect a dam across Yellow river, Barron county, 113, 145, 153, 201, 225, 319, 338, 469, 537, 557.
- 223, A. To appropriate money to G. W. Perry, 135, 243.
- 255, A. To authorize John E. Glover to build a dam across the south fork of Clam river, in Polk county, 155, 393, 431, 514, 526, 547, 561, 571.
- 258, A. To amend section 4, chapter 206, laws of 1878, to incorporate Apple River Log Driving Company, 156, 220, 222, 243, 431.
- 260, A. For the preservation of fish and game in Polk county, 156, 299, 325.
- 270, A. To regulate the term of circuit court in the county of Polk, 160, 277, 313, 333, 395, 539, 546, 569.
- 285, A. To enable Douglas county to settle and adjust its bonded indebtedness, 162, 235, 255, 290, 303, 334, 363, 457.
- 385, A. Relating to the reduction of the price of swamp and overflowed lands in Burnett county, 181, 330, 386.
- 392, A. To amend chapter 155 of the general laws of the state for the year 1878, entitled an act to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the county of Burnett, in this state, 182, 286, 350, 405, 439, 510, 515, 547, 565, 572.
- M. C. No. 2, A. Relating to harbor improvements, 37, 97, 107, 145, 157, 163, 175, 268, 278, 486, 492.
- Jt. Res. No. 5, A. Referring to the general commercial interests of the country, 47, 106, 206.
- Res. No. 38, A. That the senate is requested to return to assembly for further consideration No. 101, A., 323.

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WALL, E. C. —

Bills introduced by:

- No. 37, A. Relating to negotiable paper, and amendatory of section 1675, chapter 78, revised statutes 1878. 48, 299, 325.
- 119, A. Relating to fumigating grain, and amendatory of section 4606, revised statutes 1878, 92, 127, 152, 189, 209, 495.
- 165, A. To confer powers upon cities and incorporated villages in respect to use of streets and alleys, 100, 146, 152, 203, 224, 424, 488, 492, 557.
- 176, A. To divide the first ward of the city of Milwaukee, 111, 238.
- 189, A. In relation to the actions in proceedings in which incorporated cities and villages are parties, 118, 188, 218.
- 204, A. Relating to the Protestant Episcopal Church, and to amend section 1997, chapter 91, revised statutes, 121, 141, 189, 237, 288, 380, 431, 447, 509, 517, 522, 527, 547, 565, 578.
- 221, A. Relating to chamber of commerce of Milwaukee, and to amend its charter, 124, 237, 238, 424, 452, 556.
- 222, A. Relating to terms of the county court of Milwaukee, and to amend section 2469 of revised statutes 1878, 124, 188, 237, 238, 589, 563, 571.
- 278, A. To provide for furnishing copies of the Blue Book for 1879, 161, 192, 310, 386.
- 316, A. To amend the third subdivision of section 1772 of the revised statutes, 171, 189, 195, 206, 207, 455.
- 333, A. To provide for reprinting the notes of the revisers of the revised statutes, 173, 219, 243.
- 353, A. To enable the city of Milwaukee to construct intercepting sewers. 178, 422, 463.
- 397, A. To amend the city charter of Milwaukee, 183.
- 399, A. Relating to banks and bunking, and amendatory of chapter 94 of the revised statutes of 1878. 183.
- 400, A. Relating to incorporations, and amendatory of certain sections of the revised statutes of 1878, 183.
- Res. No. 56, A. That the thanks of the assembly are tendered to the Hon. D. M. Kelly, speaker, etc., 536.
- Made a personal explanation of his vote on the contested election case of Egan against Johnson, 177.

WALL, WILLIAM —

Bills introduced by:

- No. 29, A. To appropriate to the Northern Hospital for the Insane a certain sum of money, 44, 383, 430.
- 87, A. Relating to the circuit court of Winnebago county, 68, 114, 140, 190, 209, 354, 381, 458.
- 179, A. To amend chapter 123, laws 1877, to amend city charter of Oshkosh, 112.
- 183, A. To appropriate to David Wetherby and William James a sum of money, 112, 310, 386, 447.
- 254, A. To appropriate a sum of money to Frank Shomer and others, for the invention of steam road wagon, etc., 155, 366, 383, 401, 447, 459, 467, 531, 546, 569.
- 309, A. In relation to lost commissions of officers in the military service, 170, 265, 303, 346, 357, 538, 562, 570.
- 354, A. To provide for the improvement of Red river, in Shawano county, 178, 300, 301, 310, 386.
- 363, A. To appropriate a certain sum of money therein named to Messrs. Couler, Beach & Co., 179, 310, 386.
- 404, A. Relating to every matter which may be the subject of legislation under the constitution, 184, 522, 542.

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**WASHBURN, WILLIAM H. —****Bills introduced by:**

No. 13, A. To suppress vagrancy, 175, 207, 239, 271, 280, 288, 329, 356, 510, 511, 547, 569.

64, A. To amend chapter 48, section 1060, of the revised statutes, 54, 78, 99.

143, A. Relating to the qualifications of superintendents of public schools, 103, 138, 153.

244, A. To amend charter of the city of Oconomowoc, 143, 331, 400, 437, 446, 539, 565, 573.

Res. No. 61, A. That the thanks of this assembly are due and are hereby extended to the clergy of this city, for the devotion and interest displayed by them, and the satisfactory manner in which they have been discharged, 554.

20, A. Authorizing the superintendent of public property to deliver one copy revised statutes to sergeant-at-arms and reporters, 110, 120.

**WATERTOWN, CITY OF —**

No. 108, A. To repeal chapter 140, laws of 1856, relating to the public schools of, 86, 116, 140, 190, 247, 322, 348, 436, 437, 469, 493, 557.

110, A. To amend an act entitled an act to incorporate the, and the several acts amendatory thereof, 86, 152, 190, 210, 334, 363, 457.

306, A. To exempt the, from the provisions of sections No. 20, 21, 22, 23 and 24 of chapter 5 of the revised statutes of 1878, relating to the registry of elections, 170, 299, 325, 326.

382, A. To amend an act entitled an act to incorporate the, and the several acts amendatory thereof, approved March 28, 1865, relating to the powers and duties of officers, 181, 291, 324, 405, 439, 511, 537, 558.

63, S. To provide for the election of justices of the peace in the, 226, 237, 265, 324, 336.

195, S. To amend chapter 67, laws of Wisconsin 1879, to provide for election of justices of the peace in the, 511.

**WATERLOO, VILLAGE OF —**

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**WAUPACA —**

No. 86, A. To authorize commissioners of public lands to loan a portion of trust funds to the city and town of, 63, 146, 152, 190, 210, 338, 362, 469, 481, 494, 499, 523, 562, 565, 570.

246, A. To amend charter of, 144, 192, 213, 291, 303, 312, 354, 381, 555.

**WAUPACA AGRICULTURAL AND MECHANICAL ASSOCIATION —**

No. 199, A. To appropriate a sum of money to, 121, 152, 192, 213.

**WAUPACA, CITY OF —**

No. 376, A. To amend chapter 195 of the laws of 1878, entitled an act to incorporate the, 180, 349, 359, 511, 547, 570.



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- No. 41, S. To establish a municipal court in the, and county of Marathon, and to repeal chapter 146, general laws of 1876, 226, 227, 345, 387, 423.

**WAUSHARA, COUNTY OF —**

- No. 44, A. To legalize the action of the county board of supervisors of, in vacating a certain piece of road at their annual session in the year 1877, 49, 116, 153, 190, 210, 334, 362, 457.

**WEBSTER, COUNTY OF —**

- No. 205, A. To divide the counties of Marathon and Clark and to erect the, 122, 285, 287, 329, 387, 395, 447, 459.

**WEBSTER, HIRAM W. —**

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- No. 25, A. To amend chapter 59 of section 1440, general laws of 1878, of cemeteries, 43, 78, 99.  
 73, A. Regulating the use and improvement of stock, 58, 88, 90, 124, 140, 270, 348, 456.  
 114, A. To encourage the erection of sign boards, 87, 116, 153.  
 288, A. To encourage the erection of sign boards, 162.  
 372, A. Providing for building sidewalks, 180.  
 373, A. To amend sections 1, 2, 3, 4, 21, 22 and 23 of chapter 5 of the revised statutes, entitled of registry of elections, 180.  
 383, A. To prevent the adulteration and fraud in food, drugs and liquors, 181, 250, 300, 325, 406, 459, 460, 522, 527, 547, 565, 573.

**WEBSTER'S DICTIONARY —**

- No. 8, S. To provide for the purchase of, 451, 458, 470.

**WEIRICK, JOHN —**

- No. 59, S. To appropriate to, a sum of money therein named, 301, 302, 324, 337.

**WELLS, JAMES S. —**

- No. 250, A. For the relief of, 144, 221, 243, 320, 338, 436, 492, 557.

**WEST DEPERE —**

- No. 129, A. To detach certain territory from the village of, in Brown county, and annex to town of Lawrence, 93, 220, 243.  
 141, S. Authorizing the village of, to issue bonds for the purpose of aiding in the building of a bridge across Fox river, 302, 320, 387.

**WIDULE, CHRISTIAN —**

**Bills introduced by —**

- No. 74, A. Relating to salary, execution of bond, collection of personal taxes, by chief of police, city of Milwaukee, and amendatory of section 1 of chapter 16, of sections 21 and 23 of chapter 18, of chapter 184, laws 1874, 62, 147, 148.  
 141, A. To divide the second ward of the city of Milwaukee, 102, 238.  
 142, A. To amend chapter 257 of the laws of 1876, relating to pharmacy, the sale of poison, and adulteration of drugs, 103, 238.  
 164, A. To amend the charter of the city of Milwaukee, 105, 147, 148.

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- 186, A. To repeal sections 1, 2 and 3 of chapter 168, private laws of 1854, relating to a flume in the second ward of the city of Milwaukee, 112, 113, 193, 218, 329, 357, 530, 562, 571.
- 219, A. Relating to toll-gates on Madison, Watertown & Milwaukee plank road, and amend section 1 of chapter 7, laws of 1862, 123, 205, 243.
- 328, A. To establish a board of police and fire commissioners for the city of Milwaukee, 172, 430, 432.
- Res. No. 64, A. Tendering thanks to the governor and state officers, 568.
- 357, A. To create a commission to compile and prepare a general and uniform law for the incorporation of cities in the state of Wisconsin, 178, 236, 255, 345, 359, 467.

**WHEAT, GRADING OF —**

- No. 295, A. To amend section 1666, chapter 76, revised statutes of 1878, relative to, 163, 380, 430.

**WHEEL TIRES —**

- No. 356, A. To provide for a certain width of, of wagons carrying loads of three thousand pounds and over, 178, 237, 239.

**WHITE CREEK —**

- No. 401, A. To reorganize the town of, in Adams county, 183.

**WILLIAMS, ROGER —****Bills introduced by:**

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- 51, A. To lay out and establish a state road from the village of Hillsborough, Vernon county, to village of Union Center, Juneau county, 49, 50, 191, 213, 276, 287, 424, 438, 492, 556.
- 264, A. To provide for a system of county roads, 159, 384, 405, 463.
- 378, A. In relation to the duties of assessors, 180, 222, 276, 313.
- Res. No. 14, A. Relative to revised statutes on members' desks, 85.

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